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MINUTE RECORD BOOK NO. 74

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FIRST CHURCH OF THE NAZARENE--40-17, 177-6
LEESBURG ROAD (Bieber-Schmidt) Sanitary Sewer-----------------------56-18, 201-13
GOLDEN YEARS HOMESTEAD, SECTION V-----------------------------------60-7, 99-15
FREEMAN ST. Sanitary Sewer---------------------------------61-12, 126-10, 154-15
WESTWOOD VALLEY--65-16, 142-10
NORTHWEST INDUSTRIAL PARK Sanitary Sewer----------------------------72-7, 154-14
KINDERCARE at SHOAFF PARK--73-13, 75-6
WILD MEADOW, SECTION II--73-16, 162-8
SAWMILL WOODS, SECTION III--76-7, 159-12
HOVAN PARK Sanitary Sewer---81-11, 177-8
HILLSBORO ADDITION, SECTION I---85-16
RECKEWEG & ILLINOIS ROADS---85-16
LAKE RIVERS ESTATE, W---85-16
COLLEGE PARK OFFICE CONDO--88-13, 92-5
LOUISEDALE DRIVE Sanitary Sewer--90-2
SUMMIT CITY INVESTMENT Sanitary Sewer---90-3
MEYER ROAD Sanitary extension--100-1
BURMA-HUGUENARD ROAD---100-8

AGREEMENTS

CITY and LITTLE TURTLE TERRITORIES, INC. for sanitary sewer construction in Fallen Timbers, Section C----------16-11

BOARD OF PUBLIC WORKS and CITY UTILITIES for right-of-way permit on State Blvd., from Reed Road to Bullerman Ditch----------21-3

CITY and REDI-MED for sanitary sewer extension on Maplecrest & Reed Roads----22-8

CITY and RKO for sewer maintenance----------26-21

CITY and COX CABLEVISION for Utility Facilities----------27-1

CITY and BONAR & ASSOCIATES for professional services for Conservancy District and Maumee River Flood Control Project----------27-5

CITY and BONAR & ASSOCIATES for professional services for municipal water and sewer system and other public works facilities----------27-6

CITY and GENERAL TELEPHONE, INDIANA & MICHIGAN, NIPSCO, and CITIZENS CABLE for utilities facilities----------33-18

CITY and SUMMIT CITY INVESTMENTS for sewer extension in area of St. Joe Center Road and Becker Street----------35-7

CITY and GRINSFELDER-WISMER-BOARDMAN for feasibility study on the revitalization of Hanna School----------34-19, 36-10, 53-16, 64-10

CITY and R & L DEVELOPMENT for sewer extension for Northwest Industrial Pk.-36-12

CITY and JOHN H. SHELTON for temporary private sewage connection----------36-13

CITY and JOSEPH BIEBER, DARRYL SCHMIDT & HAROLD E. SCHMIDT for sanitary sewer extension along Leesburg Road----------40-18

CITY and ANTHONY WAYNE BANK Escrow Agreement for Kekionga Dev. Corp.--------51-20

CITY and MARKET BUILDING PLAZA NORTH for temporary construction site--------61-15

CITY and INDIANA & MICHIGAN for easement for SHAR Project----------64-11

CITY and NATIONAL SERV-ALL for compromise settlement----------65-20

CITY and EMA SERVICES, INC. for feasibility study for Computerization of WPC Treatment Plant----------70-9, 113-21, 127-11, 147-1

CITY and PITOMETER for trunk main and water loss study----------70-11, 113-12, 126-15, 129-5, 154-7, 184-8

CITY and ZACHER-KEOGH for Brotherhood Office Park Project----------79-3

CITY and CAMP DRESSER & McKEE for Infrastructure Management System----------81-12, 138-4, 162-3, 198-19

CITY and DAVID T. BARCZAK for consulting services for handling of sludge waste----------123-14, 168-9

CITY and CHAPMAN-NORTHWEST WASHINGTON for deferring of collection of tap-in fee and area assessment charges----------123-18

CITY and UTILITY & MUNICIPAL SERVICES, INC. for consulting services to develop and implement water meter reading redistricting plan----------123-19

CITY and HAROLD McCOMB & SON for construction of Police Precinct Station at Southtown Mall Shopping Center----------130-15

CITY and BONAR & ASSOCIATES for construction of ground storage water reservoir & pumping facilities in Baer Field Area to serve new GM plant----------139-17, 141-4, 168-1, 168-8

CITY and CITY UTILITIES for sewer lines, water mains, underground facilities and other appurtenances located on Bluffton Road from 400' south of Engle Road to the St. Mary's bridge----------139-19

CITY and RIVERGREENWAY ASSOCIATES to grant curb cut on Superior St.--------142-17

CITY and OWENS-RUSSELL ASSOCIATES for engineering services for Division S-2, Gravity Sewer Lift Station and Force Main for G.M.----------142-18, 153-4, 166-2

CITY and DAVID GIRARDOT, JUDITH GIRARDOT, SHARON RECHT, CARL WANNEMACHER and JUDITH WANNEMACHER for Allenwood Sanitary Sewer Extension----------146-13

AGREEMENTS - continued

CITY and McNAMEE, PORTER & SEELEY for engineering services for GM, Div. S-1, Gravity Sewer--------------------------------------146-19, 158-3, 177-10, 185-5

CITY and HURST ELECTRONICS for instrumentation maintenance service for Three Rivers Filtration Plant--151-7

CITY and COX CABLE Utility Agreement--------------------------------------151-10

CITY and CITIZENS CABLE television franchise------------------------------157-1

CITY & ALLEN CO. BD. OF COMMISSIONERS for traffic engineering services----159-17

CITY & SUMMIT BANK & CENTENNIAL DEVELOPMENT CORP. easement agreement------169-16

CITY and TANK INDUSTRY CONSULTANTS for inspection of condition of rollers for Hosey Dam---170-23

CITY and NEVIN E. AIKEN, ARTHUR F. AIKEN and STEPHEN H. GLASSLEY for sanitary sewer for Hobson Rd. south of State---171-9

CITY and NORTH EASTERN CONSTURCTION CO. for sanitary sewer for Valley Place, Section I---171-10

CITY and ALLEN COUNTY BD. OF COMMISSIONERS & DATA PROCESSING AGENCY OF ALLEN CO. intergovernmental purchase and use agreement------------------------------172-11

CITY and ALLEN COUNTY BOARD OF COMMISSIONERS for 20 parking spaces on Clinton in the Old Fort Parking Lot (for one year)--------------------------------174-6

CITY and SCHENKEL CONSTRUCTION, INC. Indemnity Agreement------------------174-13

CITY and ALLEN COUNTY COMMISSIONERS for road improvement of Thomas Rd.----178-16

CITY and FORT WAYNE CENTER ASSOCIATES, LTD. & HARDIN INTERNATIONAL for temporary office space in Phase I Civic Center Parking Garage---------------184-15, 198-14

FORT WAYNE REDEVELOPMENT COMMISSION and FORT WAYNE ORTHOPAEDIC SURGEONS, INC. for real estate located at SW corner of Lafayette & Superior--------------184-16

CITY and SPEARS-DEHNER for Lincolndale Addition Sanitary Sewer------------189-18

CITY and BUS HUTS for bus stop shelters in Transit Mall-------------------189-19

CITY and CITY UTILITIES & FORT WAYNE REDEVELOPMENT COMMISSION for Summit Industrial Park Renewal Project---195-11

MISCELLANEOUS INVITATIONAL BIDS

NE & NW corners of Anthony & State, 2515 Clara Avenue, and 1814 & 1815 Clara Avenue; HIPSKIND---24-6, 42-4

SE corner of Fairfield and Pontiac; HIPSKIND------------------------------61-16

Concordia Gardens, Parkland Dr. house taps; BERCOT, INC.--------------------64-6

NE corner of Fairhill & Emerson--70-7

Reed Rd. - K-9 Ranch Drainage Improvement; T-G EXCAVATING----88-17, 117-2, 117-3

Corner of Mary & Davis Streets; TOMCO-------------------------------------92-10

NE corner of Killea & Hoagland, NE corner of Margaret & St. Marys, and 7006 Bluffton Road; TOMCO---94-4

Sidewalk restoration at 218 & 222 W. Hollis Lane; MERGY------------------113-18

921 Grace Avenue, 724 Elmer, and SW corner of St. Joe Center Road & Inland Trail MERGY CONSTRUCTION---113-19

Removal & replacement of concrete pavement at 403 W. Cox; M.A. GAINES---113-10, 145-1

633 Prospect, SE corner of Durango & Darion & 6526 Dumont; M.A. GAINES--114-22, 174-5

Mid-American Sani. Sewer Ext; SCHEIDLEMAN------------121-4, 122-4, 133-1, 163-10

NE & NW corners Berry & Van Buren, NE & SE corners Indiana & Home, 450 Oakdale, SW & SE corners Paulding & Radcliffe, 2402 Paulding, NE corner Paulding and Radcliffe, SE corner Paulding & Turtle Creek, 1038 St. Joe Blvd. and sidewalk replacement on Lafort Street; M.A. GAINES---------------------------------134-16

MISCELLANEOUS INVITATIONAL BIDS - continued

SW corner Mary & Davis; MERGY CONSTRUCTION----------------------------------148-17

NE corner Margaret & St. Mary's, NE corner Killea & Hoagland, sidewalk at 7006 Bluffton and sidewalk at 2225 Wawonaissa Trail; M.A. GAINES---------------148-18

Master Lease Program; MUNICORP LEASING INC.-------------------------156-1, 162-5

WARRANTY DEEDS

Received Municipal Warranty Deed between CITY and INDIANA & MICHIGAN CO. whereas CITY conveys and specially warrants to I & M the real estate lying and being situated S 93' of Lot #8 in Centlivre's Addition--------------------------177-12

Received Warranty Deed conveying and warranting to the FORT WAYNE REDEVELOPMENT COMMISSION the parcel of land for use for Summit Industrial Park----------195-13

DEDICATIONS

SHAR, INC. for Freeman Street Area providing for a private right-of-way in territory owned by INDIANA & MICHIGAN---110-29

DRIVEWAY APPLICATIONS

2526 Knollridge Drive-------------1-4
2907 N. Anthony-------------------1-4
7701 Tendall Court---------------5-10
201 E. Congress------------------5-10
2801 Lower Huntington Road-------15-7
7002 Bluffton Road---------------15-7
6615 Brotherhood Way------------20-16
3602 E. Washington Blvd.--------20-16
2704 Knightsbridge--------------20-16
7716 Bisque---------------------20-16
725 Valdosta--------------------20-16
1022 Bethany Lane---------------23-11
1026 Bethany Lane---------------23-11
2221 Reed Road------------------23-11
2234-2236 Versailles Place------25-14
2615 Vance Avenue---------------25-14
3611 Hastings-------------------25-14
2233-2235 Versailles Place------25-14
5418 Tunbridge Crossing---------25-14
2703 Knightsbridge--------------25-14
803 Valdosta--------------------25-14
1900 Carew----------------------29-14
4124 Tacoma---------------------29-14
3536 Parkhill Drive-------------29-14
1522 Inwood Drive---------------32-11
7702 Tendall Court--------------32-11
1824 Glendale-------------------32-11
2012 Edith----------------------32-11
3216 Inwood Drive---------------32-11
1002 Bethany Lane---------------32-11
518 Irene-----------------------32-11
823 Ardis-----------------------32-11
1218 Fourth----------------------35-4
1522 Inwood Drive----------------35-4
4836-4904 Woodmark Dr.-----------35-4
2812 Overlook--------------------35-4
4401 S. Lafayette---------------40-19
2417 Buckhurst------------------40-19
SE corner Covington & Jefferson-40-19
2221 Reed (YMCA)----------------43-11
4507 Kenilworth-----------------43-11
7404 Knightswood Drive----------43-11
4033 Oliver---------------------43-11
1063 Tennessee Avenue-----------43-11
5801 South Anthony--------------43-11
1615 Lumbard--------------------43-11
919 Pasadena--------------------43-11
3228 Varsity Lane---------------43-11
1635 Emerson--------------------43-11
2517 Woodward Avenue------------43-11
5718 W. Jefferson---------------43-11
2908 Kenwood--------------------50-15
4609 Smith----------------------50-15
1063 Tennessee Avenue-----------50-15
1805 N. Anthony-----------------50-15
3430 St. Joe Center Road--------50-15
2701 Fairfield Avenue-----------50-15
3938 South Wayne----------------50-15
2104 E. Washington--------------50-15
1136 St. Joe River Drive--------50-15
3611 Broadway-------------------50-15
5430 Distribution---------------50-15
5525 St. Joe Road---------------53-13
4708 Clubview Drive-------------53-13
1818 Lakeview Drive-------------53-13
2927 Coventry Avenue------------53-13
2201 Sherman--------------------53-13
6814 S. Anthony (VFW)-----------53-13
1431 Cherokee Road--------------53-13
3802 Fairfield------------------56-15
624 Breckenwood Drive-----------61-14
4919 Coldwater Road-------------61-14
2006 Edith----------------------64-13
7929 Breckenshire---------------64-13
1310 Easton Trail---------------64-13
3427 Regis Drive----------------64-13
5830 N. Clinton Court-----------64-13
3210 Felician-------------------64-13
2511 Princeton------------------64-13
700 W. Main---------------------64-13
3303 Felician-------------------64-13
1004 W. Rudisill----------------64-13
5830 N. Clinton & St. Joe Rd.---64-13
5801 S. Anthony-----------------64-13
6004 Winter---------------------70-17
5008 Webster--------------------70-17
4400 blk. of St. Joe Ctr. Rd.---70-17
6615 S. Calhoun-----------------73-12
623 Stratton Road---------------73-12
2805 Freeman--------------------73-12
1312 Archer---------------------73-12
2405 Wood Valley Drive----------76-11
5011 E. State-------------------76-11
6403 Beatty---------------------76-11
222 E. Fox----------------------76-11
2321 Sherborne------------------76-11
1509 Rosemont-------------------76-11
1603 Schilling------------------81-13
4500 blk. of Speedway-----------81-13
7723 Weymouth Court-------------81-13
4119 Highwood-------------------85-15
5612 Larchwood Run--------------85-15
5611 Inwood Trail---------------85-15
100 E. Cox----------------------88-16
1401 S. Harrison----------------88-16
704 N. Camden-------------------88-16
2501 Poinsette------------------88-16
2625 Independence---------------88-16
3027 Kingsley Drive-------------88-16
5211 Merchandise----------------93-11
2408 Bellflower Lane------------93-11
5827 Breconshire----------------93-11

DRIVEWAY APPLICATIONS - continued

4919 Holton--------------------93-11
4915 Holton--------------------93-11
6006 Brandy Chase Cove---------95-12
2324 Cambridge-----------------99-10
1609 Forest Park Blvd.---------99-10
609 E. Cook Road---------------99-10
5717 Roaring Fork Drive--------99-10
2620 Independence Drive--------99-10
823 Larch Lane-----------------99-10
5718 W. Jefferson--------------99-10
1825 Forest Down Drive---------99-10
1140 Hayden Street-------------99-10
909 Larch Lane-----------------99-10
835 Larch Lane-----------------99-10
4905 Speedway-----------------101-17
2716 Knightsbridge Place------101-17
7315 S. Anthony Blvd.---------101-17
1415 S. Lafayette-------------101-17
501-512 Ley Road--------------101-17
2710 Independence Drive-------101-17
322 Hovan Drive---------------109-13
5717 Inland Trail-------------114-29
1806 Lake Avenue--------------114-29
1509 S. Calhoun---------------114-29
1602 Florida------------------114-29
5711 Inland Trail-------------114-29
2905 Chichester---------------114-29
1025 E. Paulding--------------114-29
936 Farwood-------------------114-29
3215 Clermont-----------------114-29
4020 Upper Huntington Road----114-29
1205 West Main----------------114-29
2303-1205 Versaille Village---117-12
2309-2311 Versaille Village---117-12
3616 Rockwood Drive-----------117-12
2721 Pennsylvania-------------117-12
3010 E. Washington------------117-12
4329 Arden--------------------123-16
2005 E. State-----------------123-16
3134 Maxim--------------------123-16
7708 Tendall Court------------123-16
2322-2326 Hobson Road---------123-16
1415 S. Lafayette-------------123-16
2430 Wood Valley Drive--------123-16
2721 Overlook Drive-----------123-16
3011 Independence Drive-------123-16
3202 Adams--------------------123-16
4815 S. Anthony---------------123-16
2416 Bellflower---------------123-16
2402 Bellflower---------------123-16
2432 Overlook Drive-----------123-16
1620 St. Joe River Drive------127-15
8423 Baer Road----------------127-15
2103 Glendale Drive-----------127-15
7303 Winchester Road----------127-15
120 W. Jefferson--------------127-15
2322-2326 Hobson Road---------127-15
7637 Wohoma-------------------127-15
5221 Tunbridge Crossing-------127-15
3025 Kenwood Avenue-----------127-15
5770 St. Joe Road-------------127-15
5027 Camelot------------------130-16
5202 Lillie-------------------130-16
7303 Winchester Road----------130-16
5705 Inland Trail-------------130-16
1509 Channel Court------------130-16
2335 Broadway-----------------130-16
3938 South Wayne--------------130-16
Sawmill Woods, Section III----130-16
218 W. Hollis Lane------------130-16
5315 Tunbridge Crossing-------130-16
5615 Larchwood Run------------130-16
1504 Channel Court------------130-16
2804 Chichester Lane----------130-16
1929 Sherman------------------130-16
1209 E. Rudisill----------------135-20
1621 St. Louis------------------135-20
5222 Old Decatur Road-----------135-20
4301 Hessen Cassel Road---------135-20
4217 Hessen Cassel Road---------135-20
1019 Easton Trail---------------135-20
2322 Pennsylvania---------------135-20
Harrison & Wallace (NW corner)--135-20
3511 Rolston--------------------135-20
200 blk of W. Wallace-----------135-20
927 Easton Trail----------------135-20
4430 Elsdale Drive--------------135-20
2209 St. Joe Center Road--------135-20
2901 Kenwood--------------------135-20
SW corner of Barr & Main--------135-20
3509 N. Clinton-----------------139-15
2105 Meridian-------------------139-15
5919 Covington Road-------------139-15
5618 Coldwater Road-------------142-15
2424 Goshen Road----------------142-15
1205 Ventura Lane---------------142-15
3011 California Road------------142-15
2930 Lake Avenue----------------142-15
5618 Coldwater Road-------------142-15
413 E. Jefferson----------------146-18
3027 Kenwood--------------------146-18
5612 Tunbridge Crossing---------146-18
2820 Chichester-----------------146-18
2720 Lofty Drive----------------146-18
1313 Production Road------------146-18
2551 Westbrook------------------147-10
2827 Northgate------------------147-10
5518 Tunbridge Crossing---------147-10
4430 Elsdale Drive--------------147-10
604 E. Berry--------------------151-14
920 Larch Lane------------------151-14
822 Larch Lane------------------151-14
1019 Larch Lane-----------------151-14
828 Aurora Knoll----------------151-14
5316 Tunbridge Crossing---------151-14
910 Aurora Knoll----------------151-14
3922 Wells Street---------------151-14
1902 Ida Avenue-----------------151-14
2503 Buckhurst Run--------------151-14
7303 Winchester Road------------151-14
2001 E. Pontiac-----------------160-23
1310 Dividend-------------------160-23
320 E. Superior-----------------160-23
5417 Inland Trail---------------160-23
2209 St. Joe Center Road---------162-7
2807 Goshen Road-----------------162-7
5165 Lake Avenue-----------------162-7
128 E. Masterson-----------------162-7
2817 Goshen Road----------------167-13
7713 Bisque Court---------------169-18
5818 Maurane Drive--------------169-18
4411 Engle Ridge Drive----------172-12
824 Pinehurst Drive-------------172-12
5770 St. Joe Road---------------174-10
7004 Ordway---------------------181-17
2510 Knollridge-----------------181-17
2516 Knollridge-----------------181-17
7003 Morningknoll---------------181-17
1620 St. Joe River Drive--------181-17
806 Easton Trail----------------189-17
810 Easton Trail----------------189-17
2726 Overlook Drive-------------198-16
2924 Overlook Drive-------------198-16
2909 Overlook Drive-------------198-16
2710 Overlook Drive-------------198-16
2100 Carew----------------------198-16
2930 Lake Avenue----------------201-14
5404 Tunbridge Crossing---------201-14
5509 Tunbridge Crossing---------201-14
3011 Congressional Parkway------201-14

EASEMENTS

Received "Release of Easement" in ELIZA HANNA SENIORS ADDITION------------49-13

EASEMENTS - continued

Received "Grant of Easement" for water main to CITY from BLACKHAWK VILLAGE PARTNERSHIP and WARD DEVELOPMENT COMPANY INC. (Georgetown)--------------------101-19

Receieved "Easement Agreement" between I & M ELECTRIC CO. and CITY for Cook Road Tank & Pump Station--135-28

Received from WPC Eng. "Release of Sanitary Sewer Easement" document and Grant of Sanitary Sewer Easement document to release a "blanket" sanitary sewer easement granted to the CITY to construct the NEUHAUS INTERCONNECT INTERCEPTOR, and a second to grant a more particular, exact and workable easement, over, under, and across the existing interceptor---------------------------------------165-8

Received "Release of Easement" rights grant to the CITY by ROBERTS PROPERTIES, INC. at CLINTON CORNERS CENTER--201-12

ENCROACHMENTS

Sign encroachment at Lots 4 & 5, RUE'S SUBDIVISION, ANTHONY WAYNE BANK (Clinton Street)---8-15

Received Encroachment Report from WHOLESALE LIQUORS for an encroachment of 16' on public right-of-way on the south side of WILKIE DRIVE located at 5718 West Jefferson, also known as Lot 317, 316, 295 & 296 COUNTRY CLUB TERRACE for landscape purposes--77-15

Recieved Building Encroachment - CLIFFORD & ARDITH B. FALLS ESTATE, 410 Cherry Street---93-15

Received Encroachment Report from PHILIP & ALICE DINOVO, 6806 Bradbury----105-12

MISCELLANEOUS

M-F STATE BOULEVARD (Reed to Lahmeyer)----------4-2, 48-5, 154-18, 159-9, 188-9

ROBERT E. KELLEY services for Abondoned Vehicle Dept.------6-3, 6-4, 92-4, 126-3

M-F312 CRESCENT AVENUE IMPROVEMENTS-----------------8-13, 100-4, 100-5, 113-11
127-12, 134-13, 154-10, 188-7

Pay request from STREET ENGINEERING for CD&P Projects---11-4, 27-7, 129-5, 166-9

Pay request from COLE, MATTOT & RILEY for roofing projects at five Water Resources facilities and four Fire Department buildings-----------------------11-5, 200-5

HES-MG-HHS-200-9 COLISEUM BLVD. SIGNAL INTERCONNET------------------17-5, 38-5

Small Claims Contract between CITY UTILITIES and SNOUFFER, HALLER & COLVIN, for processing actions through Small Claims Court-----------------------------25-10

M-F080 BLUFFTON RD. IMPROVEMENT-------28-9, 166-1, 171-6, 172-15, 177-13, 197-6

Proposed amendment to engineering Agreement dated June 1, 1977 for Improvement to Fort Wayne Railroad-Street Grade Crossings------------------------------28-9

Payment request from BEVERIDGE & DIAMOND for professional services for EPA Deviation Requests---31-5

ROBERT J. THOMPSON for special attorney services on behalf of CITY UTILITIES for end user access charges---31-6

ROBERT J. THOMPSON for special attorney services for intervention for petition of INDIANA & MICHIGAN to increase rates and charges-----------------------32-7

ROBERT J. THOMPSON for special attorney services for intervention for petition of INDIANA & MICHIGAN to utilize fuel cost levelization, etc.---------------32-8

ROBERT J. THOMPSON for special attorney services for intervention into allegations of excess generating capacity for NIPSCO-----------------------------32-9

ROBERT J. THOMPSON for special attorney services for intervention in matter of WABASH VALLEY POWER AUTHORITY for approval of rates & charges--------------32-10

Request from Z.K. TAZIAN for approval of street design in HOVAN PARK-------33-15

Renewal of JAMES L. ROTH lease for City-Owned Land in HURSHTOWN area--------36-9

Sewer reimbursement requests to NORTHWEST WASHINGTON GROUP from MARGARET & ROBERT REIGHTER and RAYMOND PELZ---37-15

MISCELLANEOUS - continued

Received Bill of Sale for Water Distribution System and Easements for Maintenance thereof from HOFFMAN & MOPPERT for the transfer of the water system to City Utilities--42-5

Sale of City owned property on Maysville Rd. to GTE for $4,500.00------------47-1

Request from BLUE MOUNTAIN COFFEE CO. to operate sidewalk cafe (1984)-------50-14

Request from WPC Engineering that WPC Maintenance install 12" RCP storm sewer on west right-of-way of AVONDALE DRIVE--50-18

Request to WPC Engineering to prepare bids and specs for six projects-------53-10

Amendment to contract from COX CABLE OF FORT WAYNE which stipulates they will not show X-rated films or programs---60-4

Request from FELLOWSHIP MISSIONARY CHURCH to waive connection fee for TILLMAN RD. SANITARY SEWER---60-8

FORT WAYNE CITY PARKING GARAGE (Clinton St.)----------60-10, 170-21, 181-9, 200-4

Contract for special consultant services by LAURA A. ARNOLD for Utility Consumer Regulatory Affairs and Legislative Affairs----------------------------------61-11

Sale of property in Richards Riverview Addition to PAUL L. & VIRGINIA M. BRUNNER for $1,300.00---64-4

Restoration of SIGN SHOP, N wall------------------------------------65-19, 70-19

Request from FORT WAYNE FIRE DEPT. for 8" connection on Ley Road-----------70-14

Authorizing WPC UTILITY to lend the sum of $200,000.00 to ELECTRIC UTILITY to assist FASSON CORP. for development of property------------------------------72-3

Adoption of policy concerning illegal use of fire hydrants-------------------79-2

Contract for special services between CITY UTILITIES and ENERGY SYSTEMS RESEARCH --73-15

Pay request from BONAR & ASSOC. for final payment for Traffic Engineering Maintenance Building repairs---79-2

Pay request from MOTOROLA for 60 mobile units-------------------------------80-1

Received acceptance letter - Calhoun St. Transit/Pedestrian Mall-------------92-9

WE-10H ASHWOOD DR. west of Ardmore, Network Connection----------------------98-7

Received WPC General Rules & Regulations, Revised Sec. 24-2-----------------99-16

Two contracts between ROBERT L. THOMPSON & CITY UTILITIES. 1) Assignment of electric suppliers service areas pursuant to public law 69-1980. 2) Seeking approval of PSC of Indiana for an increase in its rates and charges for water services---109-17

New signal cable in the 3500 blk. of N. CLINTON---------------------------112-7

Pay request from REID, QUEBE, ALLISON, WILCOX & ASSOC. for Combined Sewer Overflow Study---113-16

Pay request for miscellaneous construction at MIKE'S CAR WASH------113-21, 127-11

Contract from TRES SYSTEMS, INC. for professional services to the City for implementing TRES Meter Records System---118-17

Received contract between CITY and DAVID M. GRIFFITH & ASSOCIATES for preparation of cost allocation plan for use with federal programs---------------------123-20

Sale of HANNA SCHOOL to SID SHERAY for $500-------------------------------136-32

Received invoice for alternate bid in the amount of $11,648.65 less 10% retainage which is $10,483.79 payment due to HIPSKIND CONCRETE-----------------------138-3

Received Notice to Bidders that sealed bids will be received for disposition of various items of personal property---147-7

Contract between CITY and NATIONAL PORT-A-TEST for installation of remote reading devices--151-8

Received Affidavit from the ZACHER COMPANY confirming contract for EDGEWOOD UTILITIES---160-24

MISCELLANEOUS - continued

Three year lease between CITY & MR. STEVE'S RENTAL for lot at corner of Pontiac and Calhoun --167-14, 177-15

RRP-OOS Final payment request from INDIANA DEPT. OF HIGHWAYS---------------171-5

Revised RULES & REGULATIONS from City Utilities for Water-------------------172-13

RRS-9902 Pay request from MOELLERING CONST. for Federal Railroad Project----174-4

Contract for special consultant services between CITY & JAMES E. SCOTT for the upgrading of computerized billing system-----------------------------------181-11

Request for approval of QUARTER CENTURY CLUB annual dinner to be held Friday, May 10, 1985---181-12

Received recommednation from WATER ENGINEERING that WATER MAINTENANCE perform work on Phase I of HILLCREST ADDITION WATER MAIN---------------------------182-18

Received request from General Accounting to approve City Utilities Write-Offs to the reserves---184-9

Received bids on former NAVAL RESERVE TRAINING BLDG. and land on Dwenger Avenue. Bid rejected.---186-1

Received certification of resolution authorizing transfer of real estate to REDEVELOPMENT COMMISSION and approval of AGREEMENT between CITY & REDEVELOPMENT COMMISSION---186-2

Pay request from BONAR for work performed on HOBSON/STATE INTERSECTION------188-8

Contract from McNAMEE, PORTER & SEELEY for Optimization Study at Three Rivers Filtration Plant---198-15

Contract from ERROL HOUK ASSOCIATES for their firm to conduct an executive search to fill the position of ASST. SUPERINTENDENT for FILTRATION PLANT----200-6, 200-7

Request from COUNCILMAN EISBART and WESTMOOR COMMUNITY ASSOC. for WPC Eng. Dept. to conduct a study of their sanitary system and initiate and SSE Project in order to tighten their sanitary system---201-15

PERMITS

GARDEN PERMITS

1001 North Anthony by JOSEPH HAIFLEY---1-3
1011 North Anthony by WATER & HELEN B. FOSTER-------------------------------22-9
1000 blk. of Garfield (Lot 31) by ILEANE & HOWARD LECLAIRE------------------25-13
3410 Goeglein Road by ROBERT E. & ANOLA B. NICODEMUS------------------------54-19

SPECIAL STREET PERMITS

CENTENNIAL INDUSTRIAL PARK, SECTION I (Banner Drive)-------------------------17-6
CENTENNIAL IND. PK. SECTION III (Independence, Consetoga,Cavalier)-----17-7, 80-9
SAWMILL WOOD SECTION II (Sawmill Drive)--------------------------------------42-6
SAWMILL WOODS SECTION III--92-7
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WEST WIND APARTMENTS, STAGE 3---130-11
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2822 Pinewood---------------------5-9
6130 Blue Spruce------------------5-9
2602 N. Anthony------------------77-16
2002 Roy-------------------------81-14
6217 Amarillo--------------------81-14
1932 Roy-------------------------81-14
1517 Tecumseh--------------------88-14
2021 Lynn------------------------88-14
2906 Hoagland--------------------88-14
715 Archer-----------------------88-14
1825 Forest Down Dr.-------------95-11
2309 Brown-----------------------95-11
835 Larch Lane-------------------95-11
909 Larch Lane-------------------95-11
823 Larch Lane-------------------95-11
4008 Indian Hills----------------99-17
937 Crescent--------------------105-16
204 Second Street---------------105-16
930 Irene----------------------109-12
5717 Inland---------------------109-12
5711 Inland---------------------109-12
2905 Chichester Lane------------109-12
5615 Northcrest Drive-----------109-12
2205 E. State-------------------109-12
2303-2305 Versaille Village--114-28
2903-2311 Versaille Village--114-28
700 blk of Thieme---------------114-28
921 McKinnie--------------------114-28
600 blk. of Dewald--------------114-28
2100 blk. of Fox----------------114-28
McKee to Hanna------------------114-28
7315 S. Anthony-----------------114-28
Hoagland(Williams-Masterson)-114-28
Sinclair(St. Marys-Lenora)---114-28
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920 Irene-----------------------114-28
2805 Reynolds-------------------114-28
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725 Nuttman------------------123-17
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921 Grace--------------------127-14
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5615 Larchwood Lane----------131-22
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Queen (NE corner-Maverick)---131-22
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917 McKinnie-------------------135-21
1654 Wells---------------------135-21
7315 S. Anthony----------------135-21
2828 New Haven Ave.------------135-21
2629 New Haven Ave.------------139-12
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828 Aurora Knoll---------------147-8
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Street & sidewalks on HOLLY (Pontiac-New Haven)-------------50-16
Street & sidewalks on FLEETWOOD (Pontiac-New Haven)---------50-16
Street & sidewalks on REDWOOD (Raymond-New Haven)-----------50-16
Street & sidewalks on SHADYBROOK (Pontiac-Schele)-----------50-16
Street & sidewalks on RODGERS (Birchwood-Redwood)-----------50-16
Street & sidewalks on McCORMICK (Birchwood-Coliseum)--------50-16
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Sidewalks at 1217-1507 WABASH-------------------------------118-13
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Alley between S. HARRISON & WEBSTER----40-23
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1005 & 1024 SOUTHVIEW DRIVE----------70-16
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74-7-11 NORFOLK SOUTHERN CORP. for public street in Rockhill's Amended Addition---------7-11

74-18-08 CENTENNIAL DEVELOPMENT for Block "A" in Centennial Industrial Park Section II---------18-08

74-18-09 PETRUSCO REALTY & J.D. MANAGEMENT CORP. for alley in Lillie Place Addition---------18-09

74-19-10 RKO BOTTLERS for public street in area of Cass & Firsts---------19-10

74-28-11 WILLIAM A. & MARY JANE JUNK, and THE NEW YORK, CHICAGO, & ST. LOUIS RAILROAD for public right-of-way in Ewing's Addition---------28-11

74-39-12 CITY PLAN COMMISSION for portion of public street in Lincoln Highway Park Addition---------39-12

74-49-12 DAHM REALTY CO., INC.; BEE TERPRISES INC. & LINCOLN NATIONAL BANK for public right-of-way in Hamilton's 2nd Addition---------49-12

74-49-13 KEN CLARK of FLASHFOLD CARTONS for public utility easement between Lots 225 & 226, Eliza Hanna Senior's Addition---------49-13

74-76-12 GEORGE & DORIS WESSEL for portion of Redwood & Molitor Avenue in Woodland Heights Addition---------76-12

74-78-18 CALVARY TEMPLE for alley between Hugh & Hayden---------78-18

74-99-14 LINCOLN NATIONAL LIFE for alleys in Baker's Addition---------99-14

74-100-6 JOHN R. WORTHMAN for dedicated plat in Godfrey's Addition---------100-6

74-114-23 JOHN W. CARLISLE & DINNER BELL INC. FOR Sheffield Dr. in Terrace Add.---------114-13

74-114-24 PERFECTION BISCUIT RETIREMENT PLAN for portion of public alley in Ewing's Addition---------114-24

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74-117-8 ROBERT C. PAUL for alley between Raymond & Wayne Trace in Slataper's Addition --117-8

74-150-3 BENJAMIN E. BUNT for dedicated plat on Woodmark Drive----------150-3

78-188-26 CMK ENTERPRISE, CHARLES H. & GLORIA D. SANDERSON for alley in Hamilton's Fourth Addition--188-26

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CIVIC CENTER PARKING GARAGE

Received Change Order for an additional $35,350.72 making the total new contract in the amount of $2,623,750.72---15-6

Payment request from MILLER-DAVIS for $67,862.72----------------------------38-3

Payment request from GIBSON, TOURNEY, KIM, INC. for $2,335.88--------------54-18

Payment request from MILLER-DAVIS for $15,000.00 (retainage)--------------113-15

WPC PLANT EXPANSION

Payment request from HOWARD NEEDLES TAMMEN & BERGENDOFF For $6,435.32--------4-5

Received request from HNTB to continue construction engineering and start-up services during and beyond the time of processsing a contract amendment to extned the time for such services--16-11

Payment request from HNTB for $7,782.27-------------------------------------17-4

Received Certificates of Completion from HAGERMAN-SHAMBAUGH for AWT, Phases A, B and C Projects--22-7

Received Certificate of Substantial Completion from HNTB-------------------23-13

Received Supplemental Agreement No. 2 from HNTB for extension of time-------24-7

Payment request from HAGERMAN-SHAMBAUGH for $38,873.50---------------------33-16

Authorization for release of retainage to HAGERMAN-SHAMBAUGH in the amount of $625,110.09 with $10,000 to be held by the Board of Public Works until punchlist is satisfied--33-17

Payment request from HNTB for $10,127.85------------------------------------48-6

Payment request from HNTB for $7,604.78-------------------------------------56-9

Payment request from HNTB for $4,352.07-------------------------------------69-6

Payment request from HNTB for $5,285.92-------------------------------------94-3

Payment request from HNTB for $2,114.84------------------------------------113-6

Contract Proposal from HNTB for Engineering services effective until January 31, 1986---135-27

Payment request from HNTB for $712.85--------------------------------------141-3

Payment request from HNTB for $1,551.28------------------------------------147-2

Payment request from HNTB for $1,905.30-----------------------------------169-10

Payment request from HNTB for $1,914.88------------------------------------180-3

Payment request from HNTB for $1,100.89------------------------------------181-6

Payment requests from HNTB for $1,780.20 and $1,994.64--------------------188-10

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RIVERGREENWAY/WATERWORKS PARK--------------------------39-7, 95-8, 104-4, 135-29
CONFLUENCE PROJECT - FLOOD CONTROL---------------------84-6, 112-9, 112-10,145-2

74-201-12
3/27/85

RELEASE OF EASEMENT

THIS RELEASE OF EASEMENT, executed this 27th day of March, 1985, by the CITY OF FORT WAYNE, INDIANA, acting by and through its Board of Public Works and Safety with the approval of its Mayor, ("City"),

WITNESSETH:

WHEREAS, by that certain Grant Of Easement dated February 15, 1980, recorded February 22, 1980, as Document No. 80-03971 in the Office of the Recorder of Allen County, Indiana, Roberts Properties, Inc. granted to the City a sewer line easement along and across certain real estate in Allen County, Indiana described therein; and

WHEREAS, by that certain Grant Of Easement dated November 3, 1983, recorded November 7, 1983 as Document No. 83-025765 in the Office of the Recorder of Allen County, Indiana, Sturges, Griffin, Trent Realty Co. VI, also known as SGT Realty Co. VI, granted to the City a sewer line easement along and across certain real estate in Allen County, Indiana described therein, which easement is in close proximity to the easement above referred to granted to the City in Document No. 80-03971; and

WHEREAS, the sewer line easement granted to the City in Document No. 83-025765 was intended to facilitate the construction of improvements upon and over the easement described in Document No. 80-03971 and was intended by the parties, including the City, to be in lieu of the easement granted in Document No. 80-03971, and was given upon the condition that the City would release the easement granted in Document No. 80-03971,

NOW, THEREFORE, the City does hereby release and relinquish all of its easement rights granted to the City in

Document No. 80-03971.

IN WITNESS WHEREOF, the City has caused this Release of Easement to be executed by its officers duly authorized thereunto on the day and year first above written.

CITY OF FORT WAYNE, acting
by and through its Board of
Public Works and Safety with
the approval of its Mayor

BOARD OF PUBLIC WORKS AND
SAFETY

By David J. Kiester
David Kiester
Director of Public Works

By Lawrence D. Consalvos
Lawrence Consalvos
Director of Public Safety

Approved:

By ____________________
Winfield C. Moses, Jr.
Mayor

By ____________________
Cosette Simon
Director of Administration
and Finance

Attest:

Helen U. Gochenour

Clerk for the Board of Public
Works and Safety

Approved as to form and legality
this _____ day of __________, 1985

____

~~Associate~~ City Attorney

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Winfield C. Moses, Jr., Mayor of the City of Fort Wayne, Indiana, and David Kiester, Lawrence Consalvos, and Cosette Simon, known by me to be all of the Members of the Board of Public Works and Safety of the City of Fort Wayne, Indiana, and Helen Gochenour, Clerk of said Board, who executed the foregoing instrument and acknowledged to me that they did so execute same in the name and on behalf of the City of Fort Wayne, Indiana as such Mayor and Board Members and Clerk, respectively, and that the same is their free act and deed as such Mayor, Board Members, and Clerk and the free act and deed of said City.

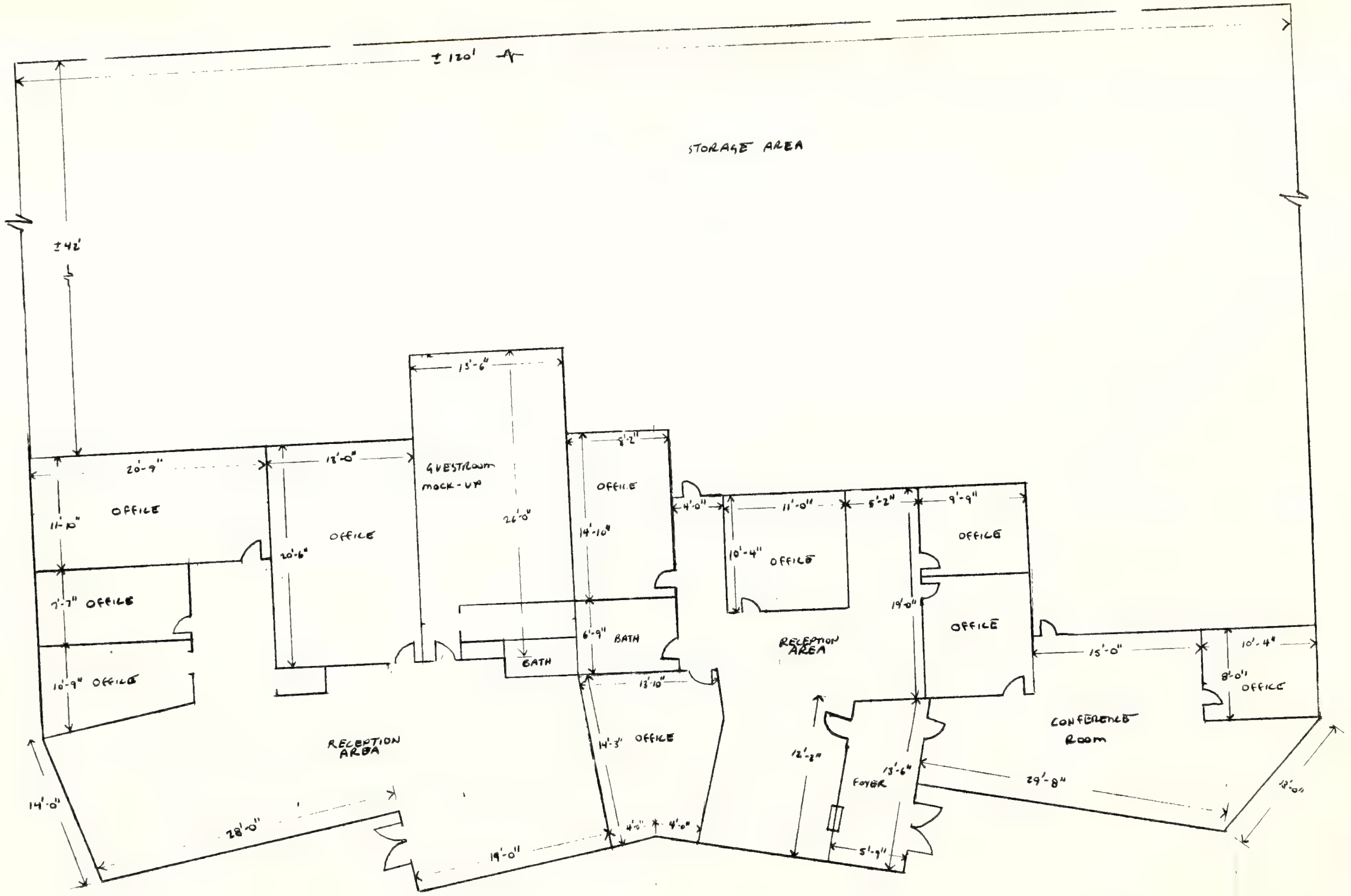
IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 1st day of April, 1985.

DIANE K GLADIEUX
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES FEB 8,1988
ISSUED THRU INDIANA NOTARY ASSOC.

Diane K. Gladieux
Notary Public

I am a resident of Allen County, Indiana and
my commission expires February 8, 1985.

This instrument prepared by Philip L. Carson, Attorney-at-Law.


± 120'
STORAGE AREA
± 42'
20'-9"
13'-0"
15'-6"
8'-2"
OFFICE
11'-10"
OFFICE
20'-6"
GUESTROOM
MOCK-UP
26'-0"
OFFICE
14'-10"
4'-0"
11'-0"
5'-2"
9'-9"
10'-4"
OFFICE
OFFICE
7'-7" OFFICE
10'-9" OFFICE
6'-9" BATH
BATH
19'-0"
RECEPTION
AREA
OFFICE
15'-0"
10'-4"
8'-0"
OFFICE
13'-10"
14'-3" OFFICE
CONFERENCE
ROOM
RECEPTION
AREA
14'-0"
28'-0"
19'-0"
4'-0"
4'-0"
12'-2"
FOYER
13'-6"
5'-9"
29'-8"
12'-0"

1021 SOUTH CALHOUN STREET

SCALE 1/8" = 1'-0"
12/13/84
TET - HARDIN INT.

IMPROVEMENT RESOLUTION

No. 6012-85

RESOLVED BY THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve CLINTON STREET PARKING FACILITY, 915 SOUTH CLINTON STREET, for the City of Fort Wayne, Indiana.

All proposals and all repairs shall be in accordance with plans and specifications now on file in the office of the Department of Public Works of the City and such improvements are now ordered.

Adopted this, 13th day of March, 1985

BOARD OF PUBLIC WORKS AND SAFETY

Attest:

Helen D. Gochenour
Secretary and Clerk

David J. Kiester
David J. Kiester
Director of Public Works

Cosette R. Simon
Director of Administration and Finance

Lawrence D. Consalvos
Lawrence D. Consalvos
Director of Public Safety

HI 74-198-14
3/20/85

LEASE AGREEMENT

THIS AGREEMENT is entered into this 8th day of Feb., 1985, between the CITY OF FORT WAYNE, INDIANA, BY AND THROUGH ITS BOARD OF PUBLIC WORKS ("Lessor") and FORT WAYNE CENTER ASSOCIATES, LTD., AN INDIANA LIMITED PARTNERSHIP and HARDIN INTERNATIONAL ("Lessees").

WITNESSETH:

WHEREAS, Lessor is the owner of the Civic Center Phase I Parking Garage, including unfinished first floor retail space across Calhoun Street from the building site of the Civic Center Hotel; and

WHEREAS, Lessees are constructing the Civic Center Hotel and are in need of temporary office space for an approximate eighteen (18) months during construction.

NOW THEREFORE, for and in consideration of the mutual promises contained herein, the parties agree as follows:

1. Lessor agrees to lease to Lessees the first floor retail space in the Phase I Civic Center Parking Garage, shown in the attached floor plan, which floor plan is made a part hereof, for a term of approximately eighteen (18) months commencing May 9, 1984. The parties hereto agree that this that this Lease may be extended on a month to month basis, each extension to be requested by Lessee in writing thirty (30) days prior to the expiration of the term or any extension thereof. Lessor agrees that unless the premises have been let to some other entity, that it will not unreasonably refuse to grant an extension. Lessees may terminate this lease at any time on thirty (30) prior written notice to Lessor.

2. Lessees and Lessor agree, that as rent for said space, Lessees have poured a four (4) inch concrete slab to the third pillar (approximately 7,000 square feet) as shown on the attached floor plan.

3) Lessees have constructed all improvements, partitions, ceilings and lights in the leased premises and shall have the right to construct such other or different improvements as they deem necessary, with prior approval of redevelopement commission, which approval shall not be unreadably withheld, and agree that at termination of this Lease to leave the improvements (excluding mechanical/electrical equipment) as designated by Lessor and to remove, at Lessees' expense such improvements as Lessor designates. Lessor has the option to purchase mechanical/electrical equipment from Lessee at the termination of this lease.

4. Lessor agrees to lease to Lessees/eight (8) ~~parking stalls as required by Lessees~~ in the Civic Center Phase I Parking Garage to Lessees for the term of this Lease at a price of Twenty Dollars ($20.00) per stall per month for standard eight hour day five day work week and Twenty-Five Dollars ($25.00) per stall per month for twenty four hours per day seven days a week.

5. Lessees agree to pay all taxes, insurance and utilities on the leased premises and further, agree to indemnify and hold harmless Lessor from any and all liability arising out of the use of the leased premises except that caused by the Lessor's own negligence, breach of contract, or willful act, and to that end, Lessees agree to name Lessor as a named insured on all insurance policies covering the leased premises.

It is understood between the parties that Lessees may sublet the premises to contractors, subcontractors, and others involved in constructions, development, and operations of the Civic Center Hotel. Other than said subleases Lessees may not sublet or assign this Lease.

6. If, for any reason, Lessees should cease to be the developer or builder of the Civic Center Hotel, then in that event, Lessees agree that they will vacate the leased premises

leaving all improvements referred to herein and this Lease shall terminate.

IN WITNESS WHEREOF, the parties have executed this Lease Agreement as of the date first above written.

CITY OF FORT WAYNE, INDIANA, BY AND
THROUGH ITS BOARD OF PUBLIC WORKS

BY: David J. Kiel

BY: Cosette R. Simon

BY: Lawrence D. Consalvo

FORT WAYNE CENTER ASSOCIATES,
LTD. AN INDIANA LIMITED
PARTNERSHIP
BY: FORT WAYNE CENTER ASSOCIATES,
INC. ITS GENERAL PARTNER

BY: Ralph A. Stogner - V.P.
Ralph A. Stogner, Vice President

HARDIN INTERNATIONAL

BY: H. A. Schmidt
Its Sr. Vice Pres.

4

74-189-18
3/6/85

AGREEMENT

THIS AGREEMENT made in triplicate this 6th day of March, 1985, by and between **Spears-Dehner, Inc.**, hereinafter referred to as **"OWNER"** and the **CITY OF FORT WAYNE, INDIANA**, hereinafter referred to as **"CITY"** WITNESSETH, THAT:

WHEREAS, the City through its **Board of Public Works & Safety** did adopt Sewer Improvement Resolution 406-1984 entitled **"Lincolndale Addition Sanitary Sewer"** on 21 November 1984, and,

WHEREAS, it was determined that the Owner was the legal property owner of Lot 117 in Lincolndale Admended Addition as recorded in Plat Book 22, Page 7, that is presently served by an existing 15" sanitary sewer. However, the North 200 feet of said Lot 117 was affected under said improvement Resolution 406-1984 and therefore, subject to a full Barrett Law Assessment under Indiana State Code:

NOW, THEREFORE, IT IS AGREED:

1. The Owner shall donate a permanent easement to the City across the West boundary line of said Lot 117 for the construction of the proposed eight (8") inch sanitary sewer under Resolution 406-1984; and,
2. The City in consideration of the permanent easement granted by the Owner shall abate all assessments under Resolution 406-1984 for said Lot 117 estimated at a maximum of **$21,300.00.**
3. The Onwer in consideration of the assessment abatement, agrees that at any point in the future that the Northern 200 feet of Lot 117 is subdivided and/or the Owner or the Owner's successor(s) desire to tap into the proposed eight (8") inch sewer shall be assessed $3,300.00 until the complete estimated assessment of **$21,300.00** is paid in full.
4. It is understood by the parties that the final assessment cost for said Lot 117 will be determined at time of final acceptance.
5. It is therefore resolved by the City through its Board of Public Works & Safety that all assessments on Lot 117 under Resolution 406-1984 shall be paid by City Utilities out of monies of Sewer Utility Funds.

IN WITNESS WHEREOF, the parties have subscribed to this Agreement on the day and year first above written.

OWNER:

By Donald G. Spears
Donald G. Spears, President

CITY OF FORT WAYNE, INDIANA, by and through its Board of Public Works & Safety

By David J Kiest
David J. Kiester, Director

By Cosette R. Simon
Cosette R. Simon, Director

By Lawrence D. Consalvos
Lawrence D. Consalvos, Director

ATTEST:

Helen Gochenour
Helen Gochenour, Clerk

APPROVED as to form and legality:

Richard I. Shouffer, Associate
City Attorney

HI 74-189-19
3/6/85

AMENDMENT

This agreement of Amendment is made this 6th day of March, 1985, by and between the City of Fort Wayne, Indiana, by and through its Board of Public Works and Safety (hereinafter BPW) and Bus Huts, Inc., an Indiana corporation (hereinafter BHI).

1. Amending Agreement: This agreement is made as an amendment to that certain written agreement by and between the parties dated August 4, 1978 and, unless herein otherwise specifically altered, the terms of said earlier agreement shall continue in full force and effect as to the matters therein contained as well as the subject matter of the within amendment.

2. Location of Bus Stop Shelters: This amendatory agreement deals with the addition to the August 4, 1978 agreement to the bus stop shelters erected in the Transit Mall and includes all advertising kiosks located therein as well.

3. The provisions of paragraphs 4, 5, 7, 8, 9, 10 and 12 of the earlier agreement dated August 4, 1978, shall apply to the bus stops and advertising kiosks located in the Transit Mall.

4. Payments Relating to Transit Mall: BHI shall pay BPWPS a semi-annual percentage, pursuant to the schedule attached hereto, of the gross receipts of BHI during the preceding six month period derived from advertisements placed by BHI in or upon all signs located in the Transit Mall. The term gross receipts as used herein is hereby defined to mean the receipts (net of discounts taken) from gross rentals and sales of all advertising placed in or upon all such signs, less any sales tax and related taxes, (excluding any state or federal corporate income tax). Such sum shall be due and payable semi-annually on or before the 45th day after the applicable semi-annual six month period, with the semi-annual periods being January 1 through June 30, and July 1 through December 31, or BHI's fiscal tax year.

5. Other Payments: All other payments due pursuant to the August 4, 1978 agreement shall be paid in accordance with the terms of said agreement.

BUS HUTS, INC.

BY: David A Brubaker
David A. Brubaker Pres.

ATTEST: Tommy L DeLong
Tommy L. DeLong Sec.

APPROVED:
WINFIELD MOSES, Mayor

CITY OF FORT WAYNE, INDIANA
BOARD OF PUBLIC WORKS & SAFETY

BY: David J Kiester
DAVID J. KIESTER
Director of Public Works

BY:
COSETTE R. SIMON
Director of Administration & Finance

BY: Lawrence D Consalvos
LAWRENCE D. CONSALVOS
Director of Public Safety

Approved as to form and legality.

R I Snouffer
ASSOCIATE CITY ATTORNEY
RICHARD I. SNOUFFER
Associate City Attorney

sp/W1-2

HI

3/6/85

RESOLUTION 74-188-16

WHEREAS, CMK ENTERPRISES and CHARLES H. SANDERSON and GLORIA D. SANDERSON have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley situated in Fort Wayne, Allen County, to-wit:

> An alley, 14 feet in width, bordered on the east by by Lot Number 230 in Hamilton's Fourth Addition to the City of Fort Wayne, according to the recorded plat thereof and bordered on the west by Lot Number 231, 232 and 233 in Hamilton's Fourth Addition to the City of Fort Wayne, according to the recorded plat thereof, said alley commencing on the south line of Williams Street and running south to the south line of Lot Number 230 and Lot Number 233 in Hamilton's Fourth Addition

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public alley hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held March 6, 1985 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 6th DAY OF March, 1985

FORT WAYNE BOARD OF PUBLIC WORKS

David J Kiester
David J. Kiester, Director of Public Works

Cosette R. Simon
Cosette R. Simon, Director of Administration & Finance

Lawrence D. Consalvos
Lawrence D. Consalvos, Director of Public Safety

74-198-17

3/20/85

END USER
LICENSE AGREEMENT

This License Agreement between Geographic Data Technology, Inc. ("GDT") and the LICENSEE identified below consists of Section A--Parties and Product and Section B--General Terms and Conditions.

SECTION A--PARTIES AND PRODUCT

1. In accordance with the provisions of the Agreement, GDT will provide LICENSEE with the PRODUCT designated below for use by LICENSEE only on computer equipment owned or controlled by LICENSEE at the following site: City of Ft. Wayne, Public Works Department, Ft. Wayne, Indiana.

2. PRODUCT DYNAMAP DIGITAL STREET SEGMENTS for Ft. Wayne, Indiana SMSA. The file contains approximately 15,927 records. The file contains the following attributes:

   100% Topological edited
   No zero length segments
   No gross Zip errors
   Zip code field up to date as of 4th quarter 1984.

   Fee: $1000.00

   Terms: Payable on receipt.

3. Term of License: The term of this Agreement is perpetual.

4. LICENSEE agrees that the PRODUCT is to be used solely with a record management system for the city of Ft. Wayne, Public Works Department, Ft. Wayne, Indiana.

5. LICENSE ENHANCEMENT TO THE PRODUCT. Paragraph 14, Section B, only pertains to enhancements that may be made directly to the DYNAMAP Street Segments file.

6. Effective Date of Agreement:______________________________

ACCEPTED BY LICENSEE:

Name: City of Fort Wayne
Address: Rm. 920, City-County Bldg.
One Main St., Ft. Wayne, IN 46802

Signature: David J Kiest
Name: David J. Kiester
Title: Director, Public Works
Date: March 20, 1985

ACCEPTED BY GDT

Geographic Data Technology, Inc.
13 Dartmouth College Highway
Lyme, NH 03768

Signature: Dana G Simmons
Name: Dana G Simmons
Title: President
Date: 3-8-85

CDMSEG.lic

Alley Vacation - N/S alley between Williams, Calhoun and Clinton Streets

ENGINEERING REMARKS:

1. Traffic Engineering - No objection at this time.

2. WPCE - Ok to vacate.

3. Water Engineering - The water utility has no facilities within the proposed vacation area. We have no objection to the petition.

4. Park Department - Ok to vacate.

5. I&M - Yes, we do require an easement. For existing facilities.

6. GT&E - Yes, we do require an easement. For existing facilities.
   Remarks: However re-arrangements can be made to GT&E facilities at the petitioner's expense, to allow the vacation of the area under consideration.

7. Cox Cable - Yes, we do require an easement.

8. NIPSCO - No, we do require an easement.

END-USER

LICENSE AGREEMENT

SECTION B--GENERAL TERMS AND CONDITIONS

1. Definitions

As used in this Agreement:

"PRODUCT" means collectively:

(a) each Product designated in the attached Section A,in machine readable or listing form, which Product is more fully defined in GDT's most current user documentation;
(b) any materials, know-how and technical information provided to LICENSEE in written or oral form for use in connection with each Product; and
(c) all whole or partial copies of the foregoing which are provided by GDT or are created by LICENSEE in accordance with this Agreement.

"COPIES" includes but is not limited to complete and partial duplications on any media, adaptations, translations, compilations, partial copies within modifications, mergers with other materials from whatever source, and updated works.

2. Grant of License

GDT hereby grants to LICENSEE a nonexclusive license to use the PRODUCT within the United States only during the term of and in accordance with this Agreement. The license granted under this Agreement does not include any express or implied right to use, display or reproduce the PRODUCT for any purpose not specified in this Agreement.

3. Term of License

The term of the license granted hereunder shall commence upon the Effective Date specified in Section A and shall continue for the term specified in Section A.

4. Delivery of the PRODUCT

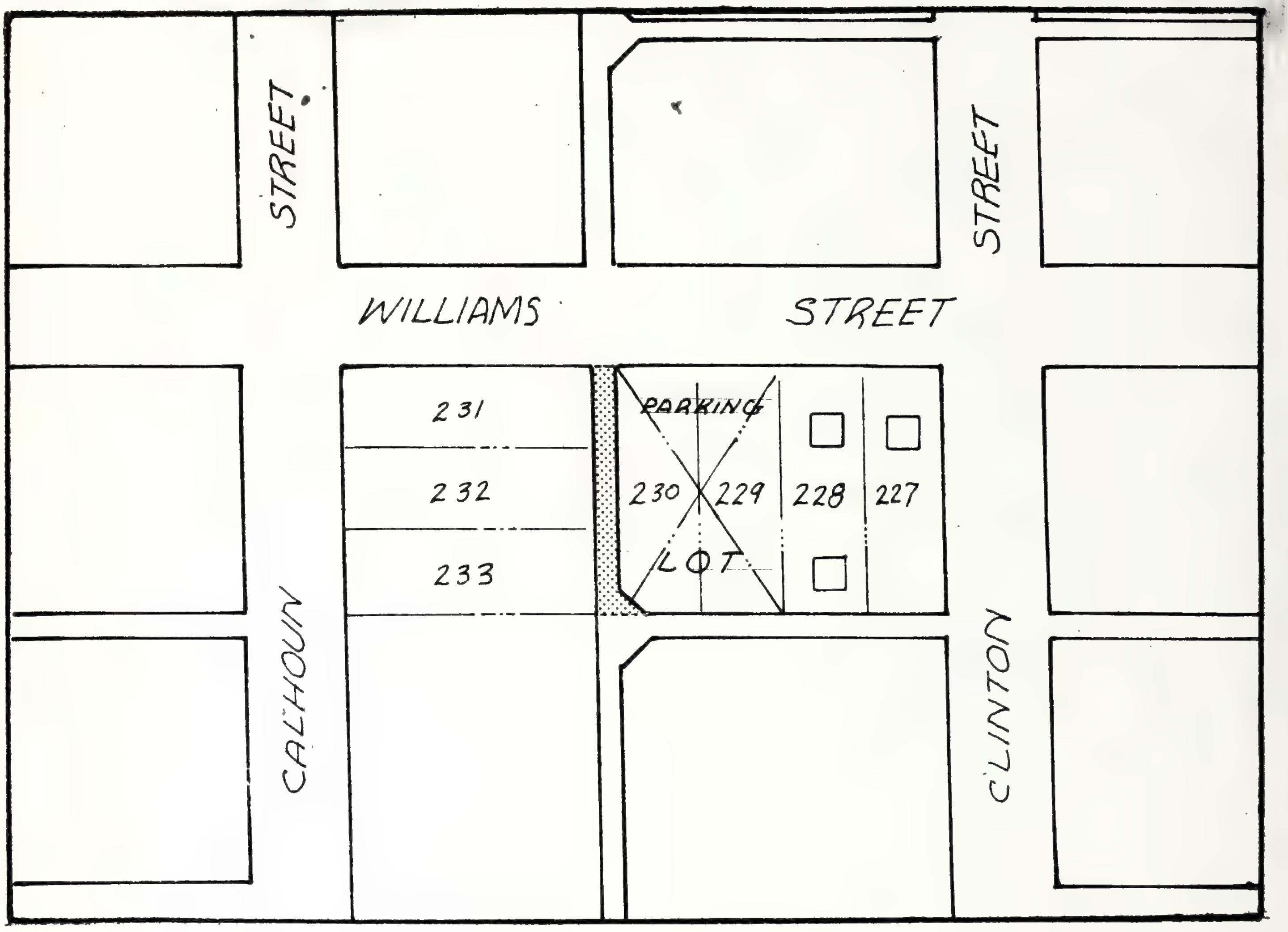
GDT shall furnish LICENSEE with one copy of the PRODUCT within 20 business days of the Effective Date of this Agreement or as specified in Section A.

VACATION PETITION #107

A PETITION TO VACATE THE DESCRIBED PORTION OF ALLEY.

MAP NO. M-3

COUNCILMANIC DISTRICT NUMBER *1



STREET
STREET
WILLIAMS
STREET
231
232
233
PARKING
230
229
228
227
LOT
CALHOUN
CLINTON

Zoning:

Land Use:

6-85-01-30

NORTH

Scale: 1" = 100'

Date: 11-16-84

5. Licensee's Use of the Product

LICENSEE shall not in any case disclose, license or sell reports generated from the product where they will be used as or incorporated into products or services that compete with GDT. In no event shall licensee disclose, license or sell the PRODUCT in machine readable or listing form to any third party.

6. Payment

For use of the PRODUCT by LICENSEE, LICENSEE shall pay in a lump sum to GDT the fees specified in Section A, said amounts becoming due and payable within 30 days of date of invoice. Interest may be imposed on amounts past due at the then maximum legal rate. LICENSEE shall, in addition to all charges specified in this Agreement, pay or reimburse GDT for all taxes, duties and imposts levied by any governmental authority and based on the PRODUCT or any activities contemplated by this Agreement. LICENSEE shall not, however, be liable for any taxes based on GDT's net income or net worth.

7. GDT Support

GDT agrees that during the term of this Agreement it will correct, as promptly and efficiently as possible, and at no additional cost to LICENSEE, any and all errors or defects discovered by LICENSEE in the PRODUCT. Claims made by LICENSEE of the existence of errors in the PRODUCT shall be documented with listings, program output or other illustrative materials. GDT shall furnish LICENSEE information concerning any corrections it makes to the PRODUCT. All corrections shall be delivered to LICENSEE on or before 20 business days after commerical release by GDT and shall be fully subject to the terms of this Agreement.

8. Updates

GDT will provide LICENSEE with updates and support services for the PRODUCT as is necessary to cause the PRODUCT to perform in accordance with its current published specifications. The Update Fee, if applicable, shall be due within 30 days of date of invoice and subject to terms outlined in paragraph 6 above. GDT's obligation to provide updates and support services and LICENSEE's obligation to pay the Update Fee then in effect shall be automatically renewed at the end of each license term (or on the anniversary date of the Effective Date in the case of perpetual licenses or licenses with terms greater than 12 months) unless notice is given by LICENSEE or GDT cancelling the update and support provisions of this Agreement at least 30 days prior to the renewal date. Any modification of the PRODUCT by persons other than GDT personnel or representatives will void GDT's update obligations under this Agreement.

9. Termination

Should LICENSEE fail to make payment when due hereunder or fail to comply with its other obligations hereunder in any material respect, GDT may, at its option terminate this Agreement upon 30 days prior written notice if the matters set forth in said notice are not corrected to GDT's reasonable satisfaction within said 30 day period. Upon termination either by expiration of term or by breach, LICENSEE agrees to return to GDT all materials supplied.

10. Product Changes

GDT reserves the right to make any changes, modifications or enhancements to the PRODUCT during the term of this Agreement.

11. Limitation of Liability

GDT MAKES NO REPRESENTATIONS OR WARRANTIES, EXPRESS OR IMPLIED, AS TO MERCHANTABILITY, FITNESS FOR ANY PARTICULAR PURPOSE OR OTHERWISE WITH RESPECT TO THE PRODUCT. NOR SHALL GDT BE LIABLE FOR ANY SPECIAL, INCIDENTAL OR CONSEQUENTIAL DAMAGES EVEN IF IT HAS BEEN OR IS HEREAFTER ADVISED OF THE POSSIBILITY OF SUCH DAMAGES. GDT shall not be liable to LICENSEE for any design, performance or other fault or inadequacy of the PRODUCT or for damages of any kind arising out of or in any way related to or connected with such fault or inadequacy. In no event shall GDT's liability to LICENSEE under this Agreement, if any, exceed the amount of payments made by LICENSEE to GDT under this Agreement.

12. Confidentiality of Product

The PRODUCT is secret, confidential and proprietary to GDT and shall remain the sole and exclusive property of GDT. LICENSEE agreees to hold all information concerning the PRODUCT in trust, to disclose said information only in accordance with the provisions of this Agreement, to take all reasonable steps to safeguard the secrecy of the PRODUCT and any or all parts thereof, and to prevent the unauthorized disclosure thereof by LICENSEE's employees, agents and representatives. LICENSEE will take appropriate action, by instruction, agreement or otherwise, with any persons permitted access to the PRODUCT so as to enable LICENSEE to satisfy its obligations under this Agreement. The provisions of this paragraph shall not apply to material or information in the public domain, known by LICENSEE at the time of disclosure by GDT, or rightfully obtained without restriction from third parties who independently developed the material. The provisions of the Paragraph shall survive termination of the Agreement.

13. Copying the Product

LICENSEE may make such number of copies of the PRODUCT as is appropriate for backup and archival purposes. LICENSEE shall make no other copies of the PRODUCT or any part therof without the expressed written consent of GDT.

14. Proprietary Notice

All copies of any media containing the PRODUCT or parts thereof, in machine readable or listing form, shall have the notice set forth below affixed thereto in accordance with specifications provided by GDT or, in the absence of such specifications, in such a manner and location as to give reasonable notice of its contents.

> "Notice
> This material is an unpublished work under the Copyright Act of the United States. Certain ideas and concepts also contained in this material are trade secrets of Geographic Data Technology, Inc. Unauthorized copying or other disclosure of this material will make you liable for substantial penalties."

15. Licensee Enhancements to the Product

If LICENSEE, or any person acting for LICENSEE, shall jointly or individually make any invention, improvement or enhancement ("Improvement"), whether patentable or unpatentable, on or relating to the PRODUCT or any portion thereof, LICENSEE shall offer GDT exclusive marketing rights to said Improvement, and GDT shall have a right of first refusal with respect to any other rights to said Improvement. LICENSEE acknowledges that LICENSEE shall have no right to market or otherwise use the PRODUCT outside the scope of the license granted by this Agreement, whether alone or in conjunction with said Improvement, without the specific written approval of GDT.

16. Notices

Any notice to be given under this Agreement shall be given in writing at the corporate address of each party as set forth in Section A, or to such other address as either party may designate by written notice to the other.

17. Assignment

This Agreement may not be assigned in whole or in part without the prior written consent of GDT. Any attempted assignment absent such consent shall be void.

18. Attorney's Fees

In the event either party brings suit to enforce any provision of this Agreement, the prevailing party shall be entitled to recover, in addition to any other amounts awarded, reasonable legal costs including court costs and attorney's fees.

19. Governing Law

This Agreement shall be construed under the laws of the State of New Hampshire. Should any provision of this Agreement be held by a tribunal of competent jurisdiction to be contrary to law, the remaining provisions shall remain in full force and effect.

20. Entire Agreement

This Agreement constitutes the entire understanding between GDT and LICENSEE concerning the subject matter hereof and supersedes all previous agreements and understandings. This Agreement may not be altered, amended or modified except by a written instrument signed by representatives of GDT and LICENSEE authorized to modify this Agreement.

HI 74 184-16
2/20/85

Agreement

This agreement is entered into this 9 day of April, 1984, between the City of Fort Wayne, Indiana, and Fort Wayne Redevelopment Commission.

Witnesseth

WHEREAS, Fort Wayne Redevelopment Commission has been approached by Fort Wayne Orthopaedic Surgeons, Inc. concerning a piece of real estate located at the Southwest corner of Lafayette and Superior Streets in Fort Wayne, Indiana, same being located within an Urban Renewal Area; and

WHEREAS, Fort Wayne Orthopaedic Surgeons, Inc. is desirous of purchasing said property for the purpose of constructing a medical facility on said property; and

WHEREAS, since the property is located in an Urban Renewal Area , it is desirable for the Fort Wayne Redevelopment Commission to dispose of said property for the reason that it can better control the use of said property than can this Common Council

NOW, THEREFORE, for and in consideration of the mutual promises contained herein, the parties agree as follows:

1. The real estate located at the Southwest corner of Lafayette and Superior Streets, currently owned by the City of Fort Wayne shall be deeded to the Fort Wayne Redevelopment Commission for disposition by it pursuant to the Indiana Code #36-7-14.
2. The Redevelopment Commission shall advertise for bids and accept the highest and best bid.
3. The City of Fort Wayne shall be paid by the Fort Wayne Redevelopment Commission the proceeds received by the Commission from the disposition of said real estate minus its cost of said sale.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first above written.

City of Fort Wayne, Indiana

BY:

David J. Kiest
David J. Kiester

Cosette R. Simon
Cosette R. Simon

Lawrence D. Consalvos

Fort Wayne Redevelopment Commission

BY:
Robert Thompson

HI 74-184-12
2/20/85

RECEIVED
FEB 14 1985
CITY CONTROLLER'S OFFICE
FORT WAYNE, IN

RESOLUTIONS OF THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF FORT WAYNE, INDIANA

COME NOW, all of the Members of the Board of Public Works and Safety of the City of Fort Wayne, Indiana, and at a duly called meeting of said Board, do hereby pass the following Resolutions:

WHEREAS, the Board has been negotiating with Hefner Chevrolet, Inc. with respect to Hefner's desire to utilize the City's rights-of-way;

WHEREAS, Hefner's intended use of the City's rights-of-way involves costs to the City, including but not limited to: costs of the City's Street Light Engineering and Street Maintenance Departments; administrative and maintenance costs from the Board of Public Works and Safety; costs emanating from the Controller's Office for administration; costs to the City's Telecommunications Department;

WHEREAS, the Board has the authority to charge a "user" for use of the City's rights-of-way; and

WHEREAS, the Board of Public Works and Safety and the Controller's Office have engaged in a cost study analysis associated with Hefner's intended use.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

BE IT RESOLVED that the Board of Public Works and Safety does hereby grant unto Hefner Chevrolet Inc. the description of said Rights-of-Way and the intended use is outlined on the application for permit to cut into Fort Wayne streets and accompanying drawing which is required by same.

THIS FORM HAS BEEN APPROVED BY THE INDIANA STATE BAR ASSOCIATION FOR USE BY LAWYERS ONLY. THE SELECTION OF A FORM OF INSTRUMENT, FILLING IN BLANK SPACES, STRIKING OUT PROVISIONS AND INSERTION OF SPECIAL CLAUSES, CONSTITUTES THE PRACTICE OF LAW AND MAY ONLY BE DONE BY A LAWYER.

Mail tax bills to: City Controller, City-County Building, Fort Wayne, Indiana 46802

WARRANTY DEED

This indenture witnesseth that the City of Fort Wayne, Indiana, an Indiana municipal corporation,

of Allen *County in the State of* Indiana

Conveys and warrants to The Fort Wayne Redevelopment Commission

of Allen *County in the State of* Indiana

for and in consideration of Ten Dollars ($10.00) and other good and valuable consideration *the receipt whereof is hereby acknowledged, the following Real Estate in* Allen *County in the State of Indiana, to wit:*

(See attached Exhibit A, made a part hereof)

Grantor hereby represents and warrants that no Indiana gross income taxes are due and payable because of this transaction.

Notwithstanding anything herein in the contrary, it is understood that the Grantor makes no representations or warranties including warranties of title except for the warranty that the Grantor, as of the time of conveyance, is the fee simple title holder of the real estate.

State of Indiana, **County, ss:**

Before me, the undersigned, a Notary Public in and for said County and State, this 13th *day of* March 1985 *personally appeared:* Win Moses, Jr., Mayor of the City of Fort Wayne, David J. Kiester, Cosette R. Simon and Lawrence D. Consalvos members of the Board of Public Works and Safety of the City of Fort Wayne, Indiana.

And acknowledged the execution of the foregoing deed. In witness whereof, I have hereunto subscribed my name and affixed my official seal. My commission expires 6-22 1987

Helen W. Gochenour
Notary Public

Resident of Allen *County.*

Dated this 13th **Day of** March 1985

Seal
Win Moses, Jr., Mayor

David J. Kiester *Seal*
David J. Kiester

Cosette R. Simon *Seal*
Cosette R. Simon

Lawrence D. Consalvos *Seal*
Lawrence D. Consalvos

Seal

Seal

This instrument prepared by Bruce O. Boxberger *Attorney at Law*

MAIL TO: Grotrian & Boxberger Box

COPYRIGHT THE ALLEN COUNTY INDIANA BAR ASSOCIATION, INC. Rev. 6-78

WHEREAS, the Board of Public Works and Safety does hereby adopt the sum of One Thousand One Hundred and No/100 Dollars ($1,100.00) as an annual fee to be charged to Hefner for the use of such rights-of-way, said fee being based upon the administrative study and analysis as conducted by the City; and

WHEREAS, the Board of Public Works and Safety has been authorized and empowered to execute any and all ducuments to accomplish the above and foregoing.

IN WITNESS WHEREOF, this document has been signed this 20 day of February, 198~~4~~5.

BOARD OF PUBLIC WORKS AND SAFETY

David J. Kiester
David J. Kiester
Director of Public Works

Cosette R. Simon
Cosette R. Simon
Director of Administration and
Finance

ATTEST:

Helen V. Gochenour
Helen V. Gochenour, Clerk

Lawrence D. Consalvos
Director of Public Safety

EXHIBIT A

A parcel of land located in the Northwest One-Quarter of Section 15 and the Northeast One-Quarter of Section 16, all in Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows: BEGINNING at the Southeast corner of the Northeast One-Quarter of Section 16, Township 31 North, Range 12 East, Allen County, Indiana (also being the Southwest corner of the Northwest One-Quarter of Section 15, Township 31 North, Range 12 East) as now established by Allen County Surveyor's reference monuments; thence North 89-degrees 21-minutes East along the South line of the Northwest One-Quarter of said Section 15 a distance of 7.70 feet to a point on the West right-of-way line of the Grand Rapids & Indiana Railroad; thence North 0-degrees 04-minutes 40-seconds West along said West railroad right-of-way line a distance of 1641.10 feet; thence South 90-degrees 00-minutes West a distance of 780.00 feet to the East right-of-way line of a 60 foot wide road, recorded in Document No. 83-26071, Allen County Recorder's Office; thence South 0-degrees 04-minutes 40-seconds East along said East road right-of-way line a distance of 20.0 feet; thence South 90-degrees 00-minutes West a distance of 60.00 feet to the West right-of-way line of said road; thence North 0-degrees 04-minutes 40-seconds West along said West road right-of-way line a distance of 940.05 feet; thence Northwesterly 62.78 feet along a curve deflecting to the left and tangent to the last described course, having a radius of 40.0 feet and being subtended by a chord length of 56.53 feet and bearing North 45-degrees 02-minutes 20-seconds West to a point situated 40.0 South of and normal to the North line of the Northeast One-Quarter of said Section 16, (said point also being on the South right-of-way line of Cook Road); thence South 90-degrees 00-minutes West along said South right-of-way line of Cook Road a distance of 945.31 feet to a point of the Southeast right-of-way line of Cook Road, according to the Executor's Deed recorded in instrument E3119, Allen County Auditor's Office; thence South 60-degrees 42-minutes West along said Southeast right-of-way line a distance of 40.87 feet to the East right-of-way line of Chalfant Road, according to said Executor's Deed; thence South 90-degrees 00-minutes West a distance of 15.00 feet to a point on the West line of the East One-Half of the West One-Half of the Northeast One-Quarter of said Section 16; thence South 0-degrees 09-minutes 28-seconds East along the West line of the East One-Half of the West One-Half of said Northeast One-Quarter a distance of 2581.77 feet to the South line of said Northeast One-Quarter; thence North 89-degrees 59-minutes East along the South line of the Northeast One-Quarter of said Section 16 a distance of 1864.27 feet to the point of BEGINNING. Parcel contains 93.342 acres, more or less and is subject to a roadway easement over the Western portion thereof for Chalfant Road, a roadway easement over the Southern portion thereof for Ludwig Road, a 100 foot wide Indiana & Michigan Electric Co. easement over the Eastern portion thereof and any other easements of record, together with any roadway rights which Grantors may have.

HI 74-181-14
2/13/85

RESOLUTIONS OF THE BOARD OF PUBLIC WORKS AND SAFETY

OF THE CITY OF FORT WAYNE, INDIANA

COMES NOW, Helen V. Gochenour and states that she is the duly sworn acting and serving Clerk to the Board of Public Works and Safety and that the following are true and correct copies of resolutions passed by the said Board at a regular meeting held on the 13th day of February, 1985, to-wit:

WHEREAS, the Board deems that it is in the best interest to the City of Fort Wayne and its citizens to have a "Snow Alert" policy which would be implemented by the Board and would be used in those situations in which a full snow emergency was not declared.

> BE IT RESOLVED, that the "Snow Alert" policy is hereby approved and ratified all as contained in the ordinance submitted to the Common Council and that the Board is authorized and empowered to declare such a "Snow Alert" at any time that the Board feels that same is justified and necessary;
>
> BE IT FURTHER RESOLVED, that the Board members are empowered and authorized to take all actions necessary to declare a "Snow Alert" as needs arise in the future without declaring a snow emergency.

IN WITNESS WHEREOF, this document has been signed this 13th day of February, 1985.

BOARD OF PUBLIC WORKS AND SAFETY

Helen V. Gochenour
Helen V. Gochenour, Clerk

David J. Kiest
David J. Kiester
Director of Public Works

HI 74-181-11
2/1/85

CITY UTILITIES
CONTRACT FOR SPECIAL CONSULTANT SERVICES

THIS AGREEMENT, made and entered into between CITY UTILITIES of the City of Fort Wayne, Indiana, acting through and by its BOARD OF PUBLIC WORKS AND SAFETY, hereinafter called "UTILITY", and JAMES E. SCOTT, an individual, residing in the City of Fort Wayne, Indiana, hereinafter called "CONSULTANT":

WITNESSETH:

The UTILITY requires specialized consultant services related to the following matters:

1. Continued advice as to upgrading and enhancement of the computerized billing system, and assistance in the design, development, testing and implementation of specific computer programs; and
2. Training of personnel in the operation and use of the said system, including the ability to resolve problems which, from time to time, may occur in the daily operations of said billing system.

CONSULTANT represents that he is familiar with and capable of performing the services required by the UTILITY.

CONSULTANT shall report to, and be assigned work by the Director of Operations of the UTILITY, or her designee. In the absence of any other designation, the Manager of the Data Processing Department is designated.

CONSULTANT shall not be deemed to be an employee of the UTILITY and in that regard, CONSULTANT shall be responsible for any and all taxes of any kind or character with respect to compensation paid to

Cosette R. Simon

Cosette R. Simon
Director of Administration & Finance

Lawrence D. Consalvos

Lawrence D. Consalvos
Director of Public Safety

him or others claiming through him hereunder. In addition, CONSULTANT shall indemnify and hold harmless the City from and against any and all liability of any kind or character that results from performance of his duties hereunder.

THEREFORE, the parties agree that in consideration of the sum of Thirty Dollars ($30.00) per hour of consultant time devoted to providing such services, payable monthly in such amount as is submitted and documented as hereinafter provided, upon presentation of a claim therefore, the UTILITY engages CONSULTANT to perform the required services, and the CONSULTANT agrees to adequately perform the required services. All programs, memoranda and working papers shall be the property of the UTILITY.

FURTHER, the parties agree, that from time to time, the CONSULTANT may, subject to the execution of an additional contract therefore, provide other related services. It is intended that this contract covers the type and extent of services performed heretofore at the hourly rate of Thirty Dollars ($30.00), and shall not subject CONSULTANT to extensive file maintenance or correspondence, research or specialized program development.

Not more often than monthly, the CONSULTANT shall submit to Director of Operations of said UTILITY, a voucher, an original and one copy, together with a Certification of Claim, in duplicate original, in such amount as is calculated by multiplying the devoted hours during the period covered by said voucher, by the hourly rate hereinabove established.

In no event, however, shall the compensation payable under this Agreement exceed the sum of Fifteen Thousand Dollars ($15,000.00).

It is anticipated that the CONSULTANT shall be otherwise employed and/or have other clients; nothing herein shall prevent or prohibit the CONSULTANT from assigning the benefits hereunder, but the CONSULTANT shall not delegate any work required hereunder without the prior written consent of the UTILITY, (executed on behalf of said UTILITY by the Director of Operations thereof).

This Agreement may be terminated, at any time, by the UTILITY, without cause (intending by this clause to allow the UTILITY to terminate by written notice to the CONSULTANT and payment by said UTILITY of all claims for services performed, or for work in progress as of the date of termination) and upon said termination, neither party shall have any further responsibility or obligation hereunder.

EXECUTED AND DATED this 13th day of February, 1985.

CITY UTILITIES OF THE CITY OF
FORT WAYNE, INDIANA, by its
BOARD OF PUBLIC WORKS AND SAFETY

David J. Kiest
DAVID J. KIESTER
Director of Public Works

Cosette R. Simon
COSETTE R. SIMON
Director of Finance & Administration

Lawrence D. Consalvos
LAWRENCE D. CONSALVOS
Director of Public Safety

James E. Scott
JAMES E. SCOTT
Consultant

HI 74-177-15
2/6/85

LEASE

PUBLIC
1985 JAN 30 AM 10:36

THIS LEASE, made and entered into by and between MR. STEVE'S RENTAL OF INDIANA, INC. (hereinafter referred to as "Lessor"), and THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE (hereinafter referred to as "Lessee")

WITNESSETH:

Lessor hereby leases to Lessee the vacant lot at the Southwest corner of Pontiac and Calhoun Streets, commonly known as 2702 South Calhoun Street, Fort Wayne, Indiana.

In consideration thereof, Lessee:

1. Agrees to pay Lessor the sum of One Dollar ($1.00) per year, for a period of three (3) years, the first installment to be paid commencing on February 1, 1985.

2. Shall perform, as well as assume, all costs of the initial site preparation, including by way of illustration and not of limitation, excavation, surfacing, striping, meter installation and lighting. Lessee retains all rights to all fixtures added.

3. Shall be responsible for all grounds, fixtures and maintenance and assume the costs thereof, including the cost of repair and replacement of all equipment and fixtures due to normal wear and tear, vandalism and acts of God.

4. Shall pay all utilities.

5. Reserves the right of absolute discretion as to the use of said property as long as same is for a lawful purpose and consistent with existing zoning ordinances and normative commercial usage of the area in which it is located. The costs of modification of the property to be borne by the Lessee.

6. Reserves the right to sub-lease the property at its discretion.

7. Agrees not to build structures or buildings on said property.

Either party reserves the right to terminate this agreement by furnishing a 120-day written notice delivered to the Lessee or Lessor or Lessor's Agent. If Lessor terminates lease, Lessor

HI 74-177-13
2/6/84

AGREEMENT FOR ROAD RECONSTRUCTION

This Agreement is made this 6th day of February, 1985, by and between the BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEN, INDIANA, (hereinafter "County"), and the CITY OF FORT WAYNE, INDIANA, (hereinafter "City"), as follows:

WHEREAS, the County is in the process of improving Thomas Road at or near its intersection with Illinois Road, in Allen County, Indiana; and

WHEREAS, Illinois Road is within the City limits of the City of Fort Wayne, Indiana; and

WHEREAS, the County is willing to do reconstruction work on Illinois Road for the purpose of improving Illinois Road, all as shown on the construction plans, a copy of which are attached hereto, made a part hereof, and marked Exhibit A; and

WHEREAS, the estimated cost of the improvements on said Illinois Road presently total $74,007.54; and

WHEREAS, federal funds are available to reimburse 75% of the cost of this reconstruction;

IT IS THEREFORE AGREED by the County and City as follows:

1. The County agrees to do the road reconstruction work on Illinois Road, within the City limits, as shown on the attached Exhibit A.

2. The City agrees to pay the County 25% of the cost of such reconstruction. It is presently estimated that the City will have to pay the sum of $18,501.88 to the County. This sum may be higher or lower depending on the final construction costs.

3. The City agrees to pay the County for its work and its expenses within thirty days after being billed for such work and/or expenses by the County.

BOARD OF COMMISSIONERS OF ALLEN COUNTY

BY: ______________________

BY: ______________________

shall remit to Lessee a monetary sum equivalent to the cost of initial site preparation plus all improvements made. If Lessee terminates lease, the Lessor retains all rights to initial site preparations and improvements upon subject property excluding lighting fixtures, parking meters and other moveable items. Lessee shall be liable for rental payments only until expiration of 120-days subsequent to notice of lease termination by either party.

BOARD OF PUBLIC WORKS OF THE
CITY OF FORT WAYNE

David J. Kiel

ATTEST:

Helen O. Gochenour

DATE: 2-6-85

Joanne D. Gonzales
"Lessee"

MR. STEVE'S RENTAL

Richard L. Grant V.P.
"Lessor"

DATE: 1-25-1985

ATTEST:

Allen County Auditor

BY:

CITY OF FORT WAYNE
BY: BOARD OF WORKS

BY: David J. Kiel

BY:

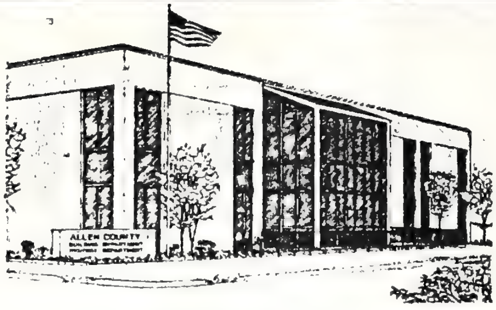
BY:

WINFIELD MOSES, Mayor

ATTEST:

Sandra E. Kennedy

Sandra Kennedy, City Clerk



ALLEN COUNTY
HIGHWAY DEPARTMENT

Equal Opportunity Employer

One West Superior Street *Fort Wayne, Indiana 46802-1299* *Phone: (219) 428-7369*

December 4, 1984

SR-14 COST ESTIMATE
ON THOMAS ROAD PROJECT

Type "B" Surface	375 Tons	@	30.60	=	$ 11,475.00
Binder	212 Tons	@	27.50	=	5,830.00
Base	847 Tons	@	26.45	=	22,403.00
Bit Mix Approach	182 Tons	@	38.00	=	6,916.00
Type "O" 73	52 Tons	@	12.00	=	624.00
Calcium	0.2 Tons	@	2,500.00	=	500.00
18" Pipe	146'	@	20.00	=	2,920.00
18" P.E.S.	4	@	185.00	=	740.00
12" Pipe	86'	@	16.20	=	1,393.20
12" P.E.S.	6	@	135.00	=	810.00
Sod	1,400 Sys	@	2.10	=	2,940.00
Seal Coat	814 Sys	@	0.75	=	610.50
Prime	0.67 Tons	@	400.00		268.00
Tack	0.35 Tons	@	325.00	=	113.75
Dirt	500 C Yds	@	3.05	=	1,525.00
Lines Paint 4"	1488	@	0.12	=	178.56
Lane Control Arrow	4	@	35.00	=	140.00
Paint Line Solid Yellow 4"-	400	@	0.12	=	48.00
Paint Line Solid White 4"	785	@	0.12	=	94.20
Legend "Only" -	2	@	50.00	=	100.00
5 D Shl'd. Mat'l.	270 Tons	@	26.45	=	7,141.50
Mail Boxes	5	@	60.00	=	300.00
					$67,070.71
					@25% = 16,767.68

EXHIBIT A

December 4, 1984

THOMAS ROAD

(1)	Mobilization & Demobilization	$ 33,500.00
(2)	Clearing R/W	18,000.00
(56)	Maintaining Traffic	3,000.00
(57)	Field Office	5,000.00
(58)	Construction Engineering	3,850.00
		63,350.00
	TOTAL CONTRACT =	675,705.63
		-63,350.00
		612,355.63

Cost to City for actual Items = 67,070.71

% of Cost to City for General Items = $\frac{67,070.71}{612,355.63}$ = 0.1095

(1)	Mobilization = (0.1095 x 33,500.00) =	3,668.25
(2)	Clearing R/W = (0.1095 x 18,000) =	1,971.00
(56)	Maintaining Traffic = (0.1095 x 3,000.00) =	328.50
(57)	Field Office = (0.1095 x 5,000.00) =	547.50
(58)	Construction Engineering = (0.1095 x 3,850) =	421.58
		6,936.83

Attached Estimate Itemized + % of General Items =

($67,070.71 + 6,936.83) = $74,007.54 TOTAL COST

(74,007.54 x 25%) = $18,501.88 ACTUAL COST TO CITY

EXHIBIT A

HI 79-177-12
2/6/85

MUNICIPAL SPECIAL WARRANTY DEED

THIS INDENTURE WITNESSETH THAT, for and in consideration of One Dollar ($1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the CITY OF FORT WAYNE, INDIANA, by and through its Board of Public Works and Safety, an Indiana municipal corporation (hereinafter called "Grantor"), CONVEYS and SPECIALLY WARRANTS to INDIANA & MICHIGAN ELECTRIC COMPANY, an Indiana corporation, with its principal place of business in One Summit Square, Fort Wayne, Allen County, Indiana, (hereinafter called "Grantee"), the following described real estate lying and being situated in Allen County, State of Indiana, to-wit:

> The South 93 feet of Lot Number 8 in Centlivre's Addition to the City of Fort Wayne, according to the recorded plat thereof, recorded in Plat Record 1, Page 1, in the office of the Recorder of Allen County, Indiana.

This conveyance is subject to all taxes, easements, restrictions, and assessments and limitations of record.

The conveyance of Special Warranty of Grantor is herein expressly limited to acts of Grantor herein during the time of which it has been the holder of record of the Title of real estate herein conveyed.

Grantor herein certifies that no Indiana income tax is due and payable as a result of this conveyance.

IN WITNESS WHEREOF, Grantor has caused this document to be executed this 31st day of January, 1985.

THE CITY OF FORT WAYNE, INDIANA

BY ______________________
Winfield C. Moses, Jr., as its Mayor

BOARD OF PUBLIC WORKS & SAFETY

BY David J Kiel
David J. Kiester
Director of Public Works

BY Cosette R. Simon
Cosette R. Simon
Director of Administration & Finance

[illegible]

HI 74-175-3

RESOLUTIONS OF THE BOARD OF PUBLIC WORKS AND SAFETY
OF THE CITY OF FORT WAYNE, INDIANA

The following are true and correct copies of Resolutions passed by the Board at a public meeting thereof, held January 31, 1985, commencing at 3:30 P.M. o'clock.

BE IT RESOLVED that the City is desirous of exchanging certain real estate with Indiana & Michigan Electric Company, which exchange is of a benefit to the City and this community and such exchange has been recommended by various City departments;

BE IT RESOLVED that the City is empowered and authorized to convey the following described real estate located in Allen County, Indiana, to Indiana & Michigan Electric Company, to-wit:

> The South 93 feet of Lot Number 8 in Centlivre's Addition to the City of Fort Wayne, according to the recorded plat thereof, recorded in Plat Record 1, Page 1, in the office of the Recorder of Allen County, Indiana.

BE IT RESOLVED that the City is empowered and authorized to accept from Indiana & Michigan Electric Company, a conveyance of the following described real estate located in Allen County, Indiana, to-wit:

> Part of Lots 3 - 7 and 9 - 15 inclusive in Centlivre's Addition as recorded in Plat Book 1, Page 1 in the Office of the Recorder of Allen County, Indiana. Also part of the Southeast Quarter of Section 35, Township 31 North, Range 12 East, Allen County, Indiana, described as follows:
>
> The north 22 feet of Lots 3 through 7 and 9 through 12, inclusive Centlivre's Addition as recorded in Plat Book 1, Page 1, in the Office of the Recorder of Allen County, Indiana.
>
> Also, part of Lots 13 through 15 in Centlivre's Addition as recorded in Plat Book 1, Page 1 in the Office of

BY Lawrence D. Consalvos
Lawrence D. Consalvos
Director of Public Safety

ATTEST:

Helen V. Gochenour
Helen V. Gochenour, Clerk

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public in and for said County and State, personally appeared Winfield C. Moses, Jr., Mayor of the City of Fort Wayne, who acknowledged the execution of the foregoing Municipal Special Warranty Deed as and for his voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and seal this ______ day of ________________, 1985.

____
Notary Public

My Commission Expires:

____

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public in and for said County and State, personally appeared David J. Kiester, Cosette R. Simon, and Lawrence D. Consalvos known by me to be the persons who as Director of Public Works, Director of Administration and Financing, and Director of Public Safety, respectively, as members of the Board of Public Works and Safety of the City of Fort Wayne, Indiana, who acknowledged the execution of the foregoing Municipal Specail Warranty Deed as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and seal this 5th day of February, 1985.

L. Settini McMahon
Notary Public

My Commission Expires:
3-1-88

L. SETTINI McMAHON
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES MARCH 1, 1988
ISSUED THRU INDIANA NOTARY ASSOC.

This instrument prepared by Bruce O. Boxberger, Attorney at Law.

the Recorder of Allen County, Indiana. Described as Beginning at the northeast corner of Lot 13 being established by an iron pin set; thence southerly on and along the east line of said Lot 13 a distance of 22 feet to an iron pin set; thence westerly by a deflection angle to the right of 96 degrees, 40 minutes, 20 seconds a distance of 107.89 feet to the west line of Lot 15 being established by an iron pin set; thence northeasterly on and along the west line of said Lot 15 by a deflection angle to the right of 105 degrees, 10 minutes, 52 seconds a distance of 10 feet to the northwest corner of Lot 15 being established by an iron pin set; thence east along the south line of State Street a distance of 103.4 feet to the Point of Beginning.

BE IT FURTHER RESOLVED that the Members of the Board of Public Works and Safety and the Mayor are empowered and authorized to execute the City's Municipal Special Warranty Deed, conveying the property herein referenced to Indiana & Michigan Electric Company, upon the terms and conditions herein stated.

IN WITNESS WHEREOF, this document has been signed this 31st day of January, 1985.

Helen V. Gochenour

Helen V. Gochenour, Clerk

COME NOW, the Members of the Board of Public Works and Safety, and state that the above and foregoing are true and correct and in full force and effect.

BOARD OF PUBLIC WORKS AND SAFETY

David J. Kiester

David J. Kiester
Director of Public Works

Cosette R. Simon

Cosette R. Simon
Director of Administration & Finance

ATTEST:

Lawrence D. Consalvos
Director of Public Safety

Helen V. Gochenour

Helen V. Gochenour, Clerk

HI 74-174-6
1/30/85

MEMORANDUM OF AGREEMENT

Rental agreement between the Board of Public Works of the City of Fort Wayne, Indiana, and the Allen County Board of Commissioners, whereby the Board of Public Works will lease twenty (20) parking spaces on the Clinton Street Old Fort Parking Lot to the Allen County Board of Commissioners at the rate of .40 cents per day per space or $40.00 per week for a term of one year beginning January 1, 1985 and ending December 31, 1985. Amount due to Board of Public Works under this rental agreement shall be paid to the Board of Public Works by deducting monthly rental from the City-County Building Maintenance payment. This agreement subject to renewal on January 1, 1986, upon agreement by both signing parties. This agreement is further subject to the right of the City of Fort Wayne, Indiana to cancel and terminate same at any time upon 45 days prior notice to the Allen County Board of Commissioners.

ALLEN COUNTY BOARD OF COMMISSIONERS

Richard M. Regedanz
Richard M. Regedanz

Richard M. Ellenwood
Richard M. Ellenwood

Jack Worthman
Jack R. Worthman

ATTEST:

Gloria J. Goeglein
Gloria J. Goeglein
Allen County Auditor

BOARD OF PUBLIC WORKS & SAFETY
CITY OF FORT WAYNE

David J Kiest
David J. Kiester

Cosette R Simon
Cosette R. Simon

Lawrence D. Consalvos
Lawrence D. Consalvos

ATTEST:

Helen V. Gochenour
Helen V. Gochenour
Clerk

HI 74-174-13
1/30/85

INDEMNITY AGREEMENT

This agreement made this 30th day of January, 1985, by and between SCHENKEL CONSTRUCTION, INC., 4015 Transportation Drive, Fort Wayne, IN, 46818, hereinafter referred to as "Indemnitor", and, THE CITY OF FORT WAYNE, Board of Public Works & Safety, City-County Building, Fort Wayne, IN, 46802, hereinafter referred to as "Indemnitee".

In consideration of the sum of Ten Dollars ($10.00), and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereto agree as follows:

Indemnitor agrees to indemnify Indemnitee from any and all judgments and costs Indemnitee may suffer as a result of demands against it arising from the construction project, Resolution No. 5996-83, Downtown Street Trees, by Brower's Garr Creek Nurseries, Cambridge City, Indiana, and/or Matt Tures Sons Nursery, Huntley, Illinois.

Indemnitee agrees to notify Indemnitor in writing within ten (10) days by registered mail at Indemnitor's address, of any action filed against Indemnitee on the above stated construction project. Indemnitor agrees to defend any and all actions brought against Indemnitee on said construction project.

Indemnitor agrees to reimburse Indemnitee for any necessary attorney's fees or costs incurred in the enforcement of this Indemnity Agreement.

IN WITNESS WHEREOF, the parties have executed this agreement the day and year first above written.

INDEMNITOR
SCHENKEL CONSTRUCTION, INC.,

By William P. Schenkel
WILLIAM P. SCHENKEL, II
PRESIDENT

INDEMNITEE
THE CITY OF FORT WAYNE

By David Kiel

By

By Laurence D. Casades

77-177-12
1/30/85

AGREEMENT
FOR
SEWER EXTENSION

THIS AGREEMENT, made in triplicate this 30th day of January, 1985, by and between OAKMONT DEVELOPMENT COMPANY, by Michael W. Thomas, its General Partner, hereinafter referred to as "OWNER" and the CITY OF FORT WAYNE, INDIANA, an Indiana Municipal Corporation, hereinafter referred to as "CITY", WITNESSETH:

WHEREAS, the "OWNER" desires to construct a local sanitary sewer described as follows:

> Beginning at an existing manhole at the most Westerly corner of Lot #9 in OAKMONT as recorded in Plat Book 46, pages 40-46 in the Office of the Recorder of Allen County, Indiana; thence Northwesterly, a distance of 210 feet, more or less, to a proposed manhole; thence Northwesterly, a distance of 155 feet, more or less, to a proposed manhole at the Southeast corner of Lot #20 in said OAKMONT, and there terminating.

in accordance with plans, specifications and profiles heretofore submitted to and approved by "CITY" and now on file in the Office of the Chief Engineer of the Water Pollution Control Engineering Department of the "CITY" and known as Oakmont Sanitary Sewer Plans date October 9, 1984 which plans, specifications and profiles are by reference incorporated herein and made a part hereof, which sewer will serve not only land in which the "OWNER" has an interest, but also adjoining land areas and;

WHEREAS, The cost of construction of said sewer is represented to be $6,500.00;

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. CONSTRUCTION OF SEWER

"OWNER" shall cause said sewer to be constructed and located in accordance with said plans, specifications and profiles all approved by "CITY" under private contract to be let within sixty (60) days after requisite "CITY" approval. All work and materials shall be subject to inspection by the "CITY" and the right of the "CITY" to halt construction if there shall be noncompliance therewith. Said sewer shall not be deemed completed and/or permanently connected into the sewer system of the "CITY" until final acceptance by the"CITY". Upon acceptance by the "CITY" said sewer shall become the property of the "CITY" and the "CITY" shall accept sewage therefrom subject to such sewage service charges as may now or hereafter be regularly established by the "CITY" and all further maintenance thereafter shall be borne by the "CITY".

HL 74-172-21
1/23/85

MAIN SEWER IMPROVEMENT RESOLUTION

NO. 407 1985

Phase VI through VIII

Resolved by the Board of Public Works and Safety of the City of Fort Wayne, Indiana, that the construction of a main sanitary sewer, which from its size and character is not only intended and adapted for use by property holders whose property abuts along the line of said sewer, but is also intended and adapted for receiving sanitary sewage from collateral drains already constructed or which hereafter may be constructed, be and the same is hereby ordered.

Phase VI. Beginning at a proposed manhole located south of Indianapolis Road and east of Coverdale Road near their intersection; thence southwesterly along the south right-of-way of Indianapolis Road 9,420 ± LF, terminating at a manhole to be constructed under Phase VII of this Contract. These sewers are 36-inch and 30-inch in diameter.

Phase VII. Beginning at a proposed manhole located east of Indianapolis Road and south of Lafayette Center Road near their intersection; thence westerly along the south right-of-way line of Lafayette Center Road 9,330 ± LF to a proposed manhole; thence north along a line east of the proposed I-69 right-of-way to a proposed manhole; thence westerly across I-69 north of the existing 112-inch by 75-inch culvert, terminating at a proposed manhole at the General Motors site, for a total of 11,400 ± LF. These sewers are 30-inch in diameter.

Phase VIII. Beginning at a proposed manhole constructed in Phase VII at the General Motors site north of Lafayette Center Road; thence south and west along the I-69 right-of-way line, terminating at a proposed manhole near Zubrick Road. This work includes 2,950 ± LF of sewers 18-inch in diameter.*

The above mains along with all their appurtenances shall be constructed in accordance with the plans, profiles and specifications now on file in the office of the Department of Public Works and Safety of said City and shall be used for sanitary sewer purposes only.

All work done in the making of the aforementioned public improvement shall be in accordance with the terms and conditions of the resolution aforementioned and the plans, profiles and specifications now on file in the office of the Board of Public Works and Safety of said City.

The total cost of said sewer improvements shall be paid by funds from the State and City governmental agencies. The City monies will be appropriated from the Sewer Utility Fund of City Utilities. A portion of these monies will be repaid to City Utilities through the adoption, by the Board of Public Works and Safety, of a resolution which will establish for each directly benefited property owner their respective pro-rata share tap-in fee for said sewer improvement. This resolution shall also include an area connection fee as established, by the Board of Public Works and Safety, for those property owners benefited by said sewer improvement resolution. After a period of time the Board of Public Works and Safety reserves the right to adjust said area connection fees.

Pursuant to I.C. 36-9-23-1 through 36-9-23-36, any and all property owners owning property outside the corporate limits of the City of Fort Wayne utilizing the sanitary sewer constructed by authority of this resolution does release his or their right to remonstrate against pending or future annexation by the City of Fort Wayne.

* Phase VIII - the Board reserves the right to cancel contract or award under this section at any time the City deems it is not financially feasible.

2. COST OF CONSTRUCTION

"OWNER" agrees to pay the entire cost and expense of construction of said sewer, in cash, including "CITY" engineering and inspection fees, and to hold "CITY" harmless from any liability for claims connected therewith.

3. AREA OF "OWNER"

Said sewer when accepted by the "CITY" will serve the following described real estate: SEE EXHIBIT "A", attached hereto

As "OWNER" will pay for the cost of construction of said sewer as it pertains to the above described real estate for the construction of said sewer by the present or future owners of said real estate except only as to such standard tap-in, inspection fees and monthly sewage treatment charges as are customarily charged by the "CITY" for connections to "CITY" sewer mains and treatment of sewage therefrom.

4. AREA CONNECTION CHARGE (Oversizing, etc., cost of existing sewage works)

An area connection charge of $ 700.00 per acre must be paid to "CITY" at the time of connection. This area connection charge is in addition to the local charge as set forth above, and represents the installation and/or oversizing cost expended by "CITY" for sewer line(s) known as St. Joseph Interceptor Service Area, Resolution No. 74-22-04

5. BOND

This contract is subject to "OWNER" and/or his contractor furnishing a satisfactory maintenance bond for 25% of the value of the sewer which shall guarantee said sewer against defects for a period of one (1) year from the date of final acceptance of said sewer by "CITY".

6. LIMITATION ON USE

Said sewer shall be constructed for disposal of sanitary sewage only and neither the parties hereto, their successors, or assigns, or any future owner of any land serviced by said sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water runoff caused by natural precipitation or anything other than sanitary sewage or contaminated waste in accordance with City Municipal Code.

7. WAIVER OF RIGHT TO REMONSTRATE AGAINST ANNEXATION

"OWNER" for himself, herself, his/her successors in title and assigns, ADOPTED this 23rd day of January, 1985.

BOARD OF PUBLIC WORKS AND SAFETY

By: David J. Kiester
David J. Kiester,
Director of Public Works

By: Cosette R. Simon
Cosette R. Simon,
Director of Admin. & Finance

By: Lawrence D. Consalvos
Lawrence D. Consalvos,
Director of Public Safety

Attest: Helen Gochenour
Helen Gochenour, Clerk

APPROVED as to form and legality:

R I Snouffer
Richard I. Snouffer,
Associate City Attorney

This instrument prepared by:

C. Duane Embury, P.E., Chief
Water Pollution Control Engineer
CITY OF FORT WAYNE

waives and release any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by "CITY" of any territory now or hereafter owned by him/her as described in Article 3 herein, or hereafter served by said sewer or any extension thereof.

In further consideration and to induce "CITY" to execute and ratify this contract, said "OWNER", for himself, herself, his/her successors and assigns, agrees by this contract to vest in "CITY" the permanent right at its discretion to annex to the City of Fort Wayne at any future time by duly authorized ordinance to the said real estate described in Article 3 herein.

"OWNER" further agrees that any deeds, contracts or other instruments of conveyance made by "OWNER", its successors or assigns transferring or conveying any interest in and to any of the real estate described in Article 3 herein, shall contain the waiver and release provisions contained in this article which provisions shall run with the land and the acceptance of the delivery of any such instruments from "OWNER", his/her successors and assigns by any grantee, vendee, or contract purchaser, shall be made subject to the terms of this Agreement and shall constitute an acceptance of the foregoing provisions by said grantee, vendee, or contract purchaser and their successors in title.

"OWNER" further agrees to record an executed copy of this contract in the Allen County Recorder's Office within ten (10) days of its adoption and approval by "CITY" as hereinafter provided.

Any owner or owners of land which is now, or hereafter located outside the corporate limits of "CITY" who connect into the sewer constructed hereunder shall be deemed to thereby waive his/her, their or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by "CITY" of such land or of the territory in which it is located or of the area served by said sewer. (I.C. 36-9-22-2, as added by Acts 1981, P.L. 309, 395).

IN WITNESS WHEREOF, the parties have subscribed to this Agreement the day and year first above written.

OAKMONT DEVELOPMENT COMPANY
"OWNER"
Michael W. Thomas
BY Michael W. Thomas, General Partner

"CITY"

Win Moses, Jr., Mayor

Board of Public Works & Safety

By David J Kiest
David J. Kiester, Director
of Public Works

By Cosette R Simon
Cosette R. Simon, Director
of Administration & Finance

By Lawrence D. Consalvos
Lawrence D. Consalvos, Director
of Public Safety

ATTEST:
Helen Gochenaur
Helen Gochenour, Clerk

APPROVED as to form and legality:
R J Snouffer
, Associate City Attorney
ASSOCIATE CITY ATTORNEY

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State,

personally appeared Michael W. Thomas who acknowledged the execution of the foregoing Agreement as and for his/her voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 9 day of Jan, 1985.

Susan J. Holsaple
Notary Public Susan J. Holsaple
Resident of Allen County

My Commission Expires:

9-17-86

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Win Moses, Jr., as Mayor, David J. Kiester, Cosette R. Simon and Lawrence D. Consalvos, as the Board of Public Works and Safety members, who acknowledge the execution of the foregoing Agreement as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 30th day of January, 1985.

Notary Public
Resident of Allen County

My Commission Expires:

3-1-88

This instrument prepared by:
John C. Sauer, LS
Z. K. TAZIAN ASSOCIATES, INC.

EXHIBIT "A"

Part of the West 30 acres of the South Half of the Fractional Southeast Quarter of Section 32, Township 32 North, Range 12 East, Allen County, Indiana, more particularly described as follows, to wit:

Beginning on the South line of said Fractional Southeast Quarter at a point situated 724.5 feet, N 88°-58' E (deed bearing) from the Southwest corner of said Fractional Southeast Quarter, said point being the Southeast corner of a 0.88 acre tract of land conveyed to Walter E. Cook and Eva Cook in a deed dated August 17, 1965 and recorded in Deed Record 658, page 46 in the Office of the Recorder of Allen County, Indiana; thence N 88°-58' E, on and along said South line, being within the right-of-way of DuPont Road, a distance of 337.3 feet to the Southeast corner of the West 30 acres of said South Half; thence N 00°-50'-30" W, on and along the East line of said West 30 acres, a distance of 1226.5 feet to the Northeast corner thereof; thence S 87°-30' W, on and along the North line of said South Half, a distance of 1068.5 feet to the Northwest corner of said South Half; thence S 01°-08'-30" E, on and along the West line of said Fractional Southeast Quarter, a distance of 157.7 feet to the point of intersection of said West line with the Northeasterly line of Windsor Woods, Section I, as recorded in Plat Book 42, pages 135-139 in the Office of said Recorder; thence S 45°-00' E, on and along said Northeasterly line, a distance of 925.0 feet; thence S 13°-41' E, continuing along said Northeasterly line and on and along the Easterly line of the aforesaid 0.88 acre tract, a distance of 385.1 feet to the point of beginning, containing 18.865 acres of land, subject to legal right-of-way for DuPont Road, subject to a sewer easement over the North 20 feet of the South 60 feet thereof, subject to a 14 foot storm sewer easement as recorded in Document #81-10824, subject to a 14 foot utility easement as recorded in Document #80-004452, subject to the statutory drainage easement for Beckett's Run (Rahdert Drain) pursuant to I.C. 36-9-27-33 and subject to all other easements of record.

The foregoing tract of land has been platted as OAKMONT and contains 2.498 acres of land which has been dedicated as public right-of-way.

The net area subject to area connection charges by the City of Fort Wayne is 16.367 acres of land.

Form 1929

74-172-20
1/23/85

Improvement Resolution

FOR CURB AND SIDEWALK

No. 6007-84

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve By constructing curbs and partial drive approaches and yard walks in Southwood Park Neighborhood

PHASE I - B

INDIANA AVENUE (A) From Maxine Drive to Pettit Avenue "On the East Side of Street"

INDIANA AVENUE (B) From Pembroke Lane to Pettit Avenue "On the West Side of Street"

PEMBROKE LANE : From Indiana Avenue to Drury Lane

(NOTE: To be financed through Revolving Barrett Law Fund)

all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost of said improvement shall be assessed/50% upon the real estate abutting on said Improvements as above described and/50% upon the City of Fort Wayne, Indiana, if the said city is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate prevailing ~~of five per~~ ~~cent~~ per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 23rd *day of* January, 1985

BOARD OF PUBLIC WORKS:
David J. Kiest
Laurence D. Consolver

ATTEST: Helen D. Gochenour
Secretary & Clerk

CALHOUN PRESS

Form 1929

74-172-19
1/23/85

Improvement Resolution

FOR CURB AND SIDEWALK

No. 6007-84

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve by constructing curbs and partial drive approaches and yard walks in Southwood Park Neighborhood:

PHASE I - A

INDIANA AVENUE: (A) From Rudisill Blvd. to Maxine Drive - "On the East Side of Street."

INDIANA AVENUE: (B) From Rudisill Blvd. to Pembroke Lane - "On the West Side of Street"

DRURY LANE: From Indiana Avenue to Pembroke Lane

(NOTE: To be financed through the Revolving Barrett Law Fund)

all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost of said improvement shall be assessed 50% upon the real estate abutting on said Improvements as above described and 50% upon the City of Fort Wayne, Indiana, if the said city is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate prevailing ~~of five per~~ cent. per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 23rd *day of* January, 1985.

ATTEST: Helen O. Gochenour
Secretary & Clerk

BOARD OF PUBLIC WORKS:
David J. Keit
Laurence D. Gonzales

CALHOUN PRESS

ESTIMATE OF QUANTITIES RES.NO.6007-84

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE :

W.O. #
Center Line Length
Property Frontage

Project Name : SOUTHWOOD PARK CURBS (PHASE I - B)

ITEM NO.	ITEM	QUANTITY	UNIT
1	Curb Removal	5,298	L.F.
2	New Curb Type II-B	5,298	L.F.
3	Concrete Removal	1,000	S.Y.
4	Standard (4") Sidewalk	1,710	S.F.
5	Curbface Walk & Wingwalk (6") (Including Ramps)	1,450	S.F.
6	Concrete Drive (6")	638	S.Y.
7	Topsoil	362	TON
8	Seeding, Mulch & Fertilizer	2,888	S.Y.
9	Asphalt (Sealing Curbs)	266	TON
10	Inlet Type I-C	3	EA.
11	C.B. Type I-C	4	EA.
12	Castings Adjust & Set To Grade	2	EA.
13	Curb Box Casting (Type C)	1	EA.
14	Concrete 8" Alley	10	S.Y.

Sub Total	99,959	50
Engineering & Inspection 10%	9,995	95
Total Estimated Cost	$109,955	45

Note :

Sheet 1 of 1

ESTIMATE OF QUANTITIES

RES.NO.6007-84

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE:

W.O. # ______
Center Line Length ______
Property Frontage ______

Project Name: SOUTHWOOD PARK CURBS - PHASE I - A

ITEM NO.	ITEM	QUANTITY	UNIT
1	Curb Removal	5,442	L.F.
2	New Curb Type II-B	5,442	L.F.
3	Concrete Removal	1,040	S.Y.
4	Standard (4") Sidewalk	2,855	S.F.
5	Curbface Walk & Wingwalk (6") (Including Ramps)	980	S.F.
6	Concrete Drive (6")	575	S.Y.
7	Concrete Alley (8")	38	S.Y.
8	Topsoil	388	TON
9	Seed, Mulch & Fertilizer	2,962	S.Y.
10	Asphalt (Sealing Curbs)	264	TON
11	Inlet Type 1-C	1	EA.
12	Castings (Adjust & Set to Grade)	5	EA.
13	Curb Box Casting (Type C)	3	EA.

Sub Total	95,080	00
Engineering & Inspection 10%	9,508	00
Total Estimated Cost	$104,588	00

Note:

Sheet 1 of 1

74-172-18
1/23/85

RESOLUTION NO. 410-1985
Evard Road - Ramblewood Drive
Overflow Pump Station

RESOLVED by the Board of Public Works & Safety of the City of Fort Wayne, Indiana, that:

The installation of an overflow pump station, force main and gravity sewer line are intended for continued use by the City of Fort Wayne, Indiana, be and the same is hereby ordered:

Pump Station:

A 30 HP submersible pump to be installed in a proposed 96" diameter manhole structure located 30± LF South of and 45± LF East of the centerline intersection of Evard Road and Ramblewood Drive.

Force Main:

Beginning at the aforementioned manhole structure; thence East at a distance of 175± LF to an existing 12" in diameter force main located 120± LF East of and 15± LF South of the centerline intersection of Evard Road and Ramblewood Drive.

Said force main shall be 12" in diameter.

Gravity Sewer Line:

BEginning at aforesaid manhole structure, thence West 35± LF to an existing sanitary sewer manhole located 20± LF South of and 10± LF East of the centerline intersection of Evard Road and Ramblewood Drive.

Said Gravity Sewer line shall be 18" in diameter.

Said Public Improvement project shall be with all appurtenances constructed in accordance with the plans, profiles, special details, special provisions and specifications now on file in the Office of the Board of Public Works & Safety of said City and shall be used for sanitary purposes only.

All work done in the making of the aforementioned public improvement shall be in accordance with the terms and conditions of the Resolution aforementioned and the Plans, Profiles, Special Details, Special Provisions and Specifications now on file in the Office of the Board of Public Works & Safety of said City.

IT IS HEREBY FOUND by the **Board of Public Works & Safety of the City of Fort Wayne** that the cost of said improvement shall be paid by the City of Fort Wayne, Indiana, out of monies from the Sewer Utility Fund of City Utilities.

ADOPTED this 23rd day of Jan, 1985.

Boad of Public Works & Safety

By David J. Kiester
David J. Kiester, Director

By
Cosette R. Simon, Director
of Administration & Finance

By Lawrence D. Consalvos
Lawrence D. Consalvos, Director
of Public Safety

ATTEST:
Helen Gochenour
Helen Gochenour, Clerk

1/23/85

STATE - LOCAL PUBLIC AGENCY AGREEMENT

CONSTRUCTION AND CONSTRUCTION ENGINEERING FOR FEDERAL AID PROJECTS

THIS AGREEMENT, made and entered into this 23rd day of January, 1985, by and between the State of Indiana, acting by and through the Indiana Department of Highways, hereinafter referred to as the "STATE", and the Local Public Agency, the Board of Public Works & Safety, City of Fort Wayne, hereinafter referred to as the "LPA".

WITNESSETH

WHEREAS, plans and specifications have been prepared for this project, and

WHEREAS, the right-of-way for the project is of sufficient width to meet the approved design standards for the project; and

WHEREAS, any additional right-of-way procured for the project was obtained by the LPA in compliance with STATE and Federal Highway Administration policies and procedures.

WHEREAS, through the cooperation of the LPA, the STATE and the Federal Highway Administration, the following designated project has been approved by the Federal Highway Administration and is ready for letting by the STATE:

Project No. MF 080 Des. No. 08100

Description: Bluffton Road in Fort Wayne from Engle Road to the St. Mary's Bridge

NOW THEREFORE, in consideration of the mutual covenants, herein contained, the parties hereto mutually covenant and agree as follows:

1. The LPA's share of the cost shall be the total amount of the entire cost of said project (approximately $ 1,595,000) less the amount contributed by the Federal Government through Federal-Aid, and the LPA has by an appropriation duly made and entered of record appropriated the sum of $ 398,750 to apply to the cost of said project, which amount is estimated to equal the LPA's share of the entire cost of the project.

Find orig 8/10/87

2. The LPA hereby agrees that all utilities which cross or otherwise occupy the right-of-way of said highway shall be regulated on a continuing basis by the LPA with written use and occupancy agreements in accordance with the STATE'S utility accommodation policy titled "State of Indiana State Highway Commission Policies Covering the Use and Occupancy of Public Highway by Utilities".

3. The LPA shall comply with the applicable conditions set forth in (1) Title 23, U.S. Code, Highways, (2) the regulations issued persuant thereto, and (3) the policies and procedures promulgated by the STATE and Federal Highway Administration relative to the project.

4. The LPA shall follow procedures as outlined in the STATE MBE Affirmative Action Plan and Federal Regulations concerning employment of minority business enterprises.

5. The plans and specifications shall be subject to the approval of the STATE and the Federal Highway Administration. The STATE shall advertise for bids, and upon receipt of an acceptable proposal, shall award a contract therefore. The contract shall be subject to the approval of the LPA, the STATE, and the Federal Highway Administration through their respective and proper authorities before it shall become effective.

6. The construction contract shall be awarded based on unit prices, on estimated quantities, and if the total payment to the contractor under the construction contract is more or less than the estimated cost at the time of the signing of the construction contract, the LPA portion of the cost shall increase or decrease accordingly. Changes in the construction contract shall not be made without approval of the LPA, the STATE and the Federal Highway Administration.

7. When the construction contract is awarded and before the beginning of the work thereunder, the LPA shall pay to the STATE, a sum equal to ninety percent (90%) of the LPA portion of the bid price for construction. If an Advice of Change Order, AC, is approved which increases the project cost, the LPA shall pay to the STATE within thirty (30) days a sum equal to ninety percent (90%) of the LPA portion of the increased cost.

8. The LPA shall provide competent and adequate engineering, testing, and inspection service to insure the performance of the work in accordance with the construction contract, plans and specifications. In the event that the engineering and inspection service to be performed by the LPA shall, in the opinion of the STATE, be incompetent or inadequate, the STATE shall have the right to supplement the engineering and inspection force or to replace engineers or inspectors employed in such work at the expense of the LPA.

The STATE'S supervising engineers shall supervise the work the same as on other construction contracts.

9. If the LPA or its consultant is providing construction engineering, the LPA shall make reports to the STATE as to the progress and performance of the work at such times as the STATE may require.

10. Upon completion of the construction and construction engineering and prior to final payment pursuant to this Agreement, a final audit shall be done by the Indiana Department of Highways' Division of Accounting and Control. After the final audit is approved by the STATE, then final payment shall be made.

11. A. The LPA portion of the construction cost shall equal the total payment to the contractor less the amount eligible for Federal-aid reimbursement.

B. The LPA portion of the construction engineering shall equal the cost incurred by the LPA in providing such service for this project less the amount eligible for Federal-aid reimbursement. Costs eligible for Federal-aid Reimbursement shall be limited to a maximum percentage of the construction cost. The maximum percentage rates are:

Types of Funds	Project Prefix	Max %
Interstate Substitution	IX	15%
Urban	M, MG	15%
Rural Secondary	RS, RSG, SR	15%
Bridge Replacement &	BRM, BRS, BRZ	10%
Bridge Rehabilitation	BHM, BHS, BHZ	10%
Railroad Demonstration	RR	10%
Hazard Elimination	HES	Unlimited
Railroad Protection	RRP	Unlimited
Railroad Crossing	RRS	Unlimited

1. Construction Engineering by Consultant - A separate Agreement between the LPA and the Consultant, setting forth the scope of work and fee, is required and must be approved by the STATE and Federal Highway Administration before the letting. Only costs incurred after the STATE notice to proceed to the LPA and the LPA notice to proceed to the Consultant shall be eligible for Federal-aid reimbursement.

   The STATE must approve the Consultant's personnel prior to assignment to the project work.

2. Construction Engineering by LPA - The personnel must be bona fide employees of the LPA. They can not be paid on a "retainer" basis. Only costs incurred after the STATE notice to proceed to the LPA shall be eligible for Federal-aid reimbursement.

C. In accordance with IC 8-13-14-1 the LPA shall pay the STATE the actual cost, less the amount eligible for Federal-aid reimbursement, for performing laboratory testing of materials. The material-testing charge shall be determined by application of the approved material testing rate to actual construction costs incurred excluding construction engineering costs. This rate is based upon the amount of eligible costs of operating the Indiana Department of Highways material testing function divided by the total costs incurred for specific types of contracts which utilize the services of the material testing function. The cost of providing material testing is included in the maximum limitation mentioned in Section 11B.

D. The LPA shall pay the STATE for expenses incurred in performing the final audit less the amount eligible for Federal-aid reimbursement. This cost is eligible for Federal-aid and is not included in the maximum limitation mentioned in Section 11B.

E. The LPA shall pay the STATE for expenses incurred in supervising the project according th the terms in Section 8 less the amount eligible for Federal-aid reimbursement. This cost is included in the maximum limitation mentioned in Section 11B.

12. If for any reason the STATE is required to repay to the Federal Highway Administration the sum or sums of Federal funds paid to the LPA through the STATE under the terms of this Agreement, then the LPA will repay to the STATE such sum or sums upon receipt of a billing from the STATE. Payment for any and all costs incurred by the LPA which are not eligible for Federal funding will be the sole obligation of the LPA.

13. A. Construction by Contractor - During the progress of the work, the contractor through the LPA or its representative shall submit invoice vouchers to the STATE for construction completion.

B. Construction by LPA - During the progress of the work, the LPA shall submit claim vouchers to the STATE for construction completed.

When claiming costs, the contractor or LPA will certify by its responsible officer and/or engineer that those costs represented by the subject billing represent work physically completed. Upon approval of the voucher by the STATE, the STATE will request Federal-aid funds from the Federal Highway Administration for the amount of the subject voucher. Upon receipt of Federal-aid funds, the STATE will make payment to the contractor or LPA.

14. Construction Engineeirng by LPA or Consultant - The LPA shall be reimbursed ninety five percent (95%) of the federal share of construction engineering costs expended by submitting claim vouchers to the STATE not more often than once per month during the progress of the work. Upon approval of the claim voucher by the STATE, the STATE will request FEderal-aid funds from the Federal Highway Administration for the amount of the subject claim voucher. Upon receipt of Federal-aid funds, the STATE will make payment to the LPA.

15. The LPA's share of the project cost shall be the amount as determined by the procedure outlined in Section 11 of this Agreement. From the LPA's share thus computed, there shall be deducted all previous payments made by the LPA to the STATE. Billings to the LPA for its share of project costs shall be due and payable 30 days from date of billing by the STATE. If the LPA has not paid the full amount due within 60 days past the due date, the STATE shall be authorized to proceed in accordance with IC 8-14-1-9 to compel the Auditor of the STATE of Indiana to make a mandatory transfer of funds from the LPA's allocation of the Motor Vehicle Highway Account to the Indiana Department of Highways' account.

16. The LPA, prior to final acceptance of the project by the STATE and the Federal Highway Administration, shall place and maintain informational, regulatory, and warning signs or other markings and traffic signals necessary for proper traffic operations of the project subject to the approval of the STATE and the concurrence of the Federal Highway Administrati

17. After the completion of the construction work in accordance with the plans and specifications and the approval thereof by the LPA, the State and

Federal Highway authorities, the LPA shall control the highway described in this agreement and shall provide all maintenance, satisfactory to the STATE and the Federal Highway Administration, at the LPA's expense.

18. During the contract period and for three (3) years from the date of final payment the LPA shall maintain all books, documents, papers, accounting records and other evidence pertaining to the cost incurred and shall make such materials available at their respective offices at all reasonable times for inspection by the Federal Highway Administration, the STATE, or other authorized representatives of any unit providing money for the project and copies thereof shall be furnished if requested.

19. The LPA agrees to hold harmless and indemnify the State of Indiana, the Indiana Department of Highways and the Federal Highway Administration from any and all liability for any act or omission committed, suffered to be committed, or omitted to be done, by any office, agent, employee, servant or contractor of the LPA under this agreement.

20. Pursuant to I.C. 22-9-1-10 the LPA and its subcontractor, if any, shall not discriminate against any employee or applicant for employment, to be employed in the performance of work under this Agreement, with respect to hire, tenure, terms, conditions or privileges of employment or any matter directly or indirectly related to employment, because of race, color, religion, sex, handicap, national origin or ancestry. Breach of this covenant may be regarded as a material breach of the Agreement.

Insofar as authorized by Law this agreement shall be binding upon the parties hereto, their successors or assignees.

THIS AGREEMENT shall not be effective unless and until approved by the Attorney General of Indiana, or his authorized representative, as to legality and form.

IN WITNESS WHEREOF, the State of Indiana and the LPA, through their respective officials, have hereto executed this agreement.

BOARD OF PUBLIC WORKS and Safety
City of Fort Wayne

David J. Kiest
Signature

David J. Kiester
Director of Public Works

Signature

Cosette R. Simon
Director of Administration & Finance

Cosette R. Simon
Signature

Lawrence D. Consalvos
Director of Public Safety

Lawrence D. Consalvos
Signature

(Print or type name and title

Mayor

ATTEST:

Helen V. Gochenour
Clerk ~~Treasurer~~
Helen Gochenour

STATE OF INDIANA
INDIANA DEPARTMENT OF HIGHWAYS

Gene K. Hallock
Director

Attest:

Daniel A. Novreske
Deputy Director - Administration

APPROVED AS TO LEGALITY AND FORM

(FOR)
Linley E. Pearson
Attorney General

ACKNOWLEDGMENT

STATE OF INDIANA

COUNTY OF Allen

On this 23rd day of January, 1985 there appeared before me, a Notary Public in and for said (County) David J. Kreiter, Cosette R. Simon, Lawrence D. Consolver, Helen Gochenour and Win Moses, Jr., Mayor respectively, of the Board of Public Works and Safety of Ft. Wayne, Indiana and stated that the above agreement was signed and attested in behalf of said (City)
~~(County)~~
~~(Town)~~

Witness my hand and seal this 23 day of January, 1985.

My Commission Expires
3-1-88

L. Settimi McMahon
Notary Public

ACKNOWLEDGMENT

STATE OF INDIANA

COUNTY OF MARION

On this ____________ day of __________________, 19____ there appeared before me, a Notary Public in and for said County, __________________________, Director of the Indiana Department of Highways, and acknowledged the execution of above agreement in behalf of the State of Indiana.

Witness my hand and seal this ______________ day of ______________, 19____,

My Commission Expires

____

____
Notary Public

74-172-15
1/23/85

Memorandum

BOARD OF PUBLIC WORKS
1985 JAN 22 PM 3 46

To David J. Kiester, Director Public Works **Date** Jan.22, 1985

From Carl E. O'Neal, Director Transportation Engineering

Subject State - Local Public Agency Agreement

COPIES TO:

Street Engineering

File (2)

Bonar & Assocs.

Please find attached three (3) copies for the State - Local Public Agency Agreement for the construction phase of Project No. MF 080 - DES. No. 08100 for the Bluffton Road Improvements from Engle Road to the St. Mary's Bridge.

Please have the Board of Public Works and Safety and Mayor Moses sign them. Helen Gochenour will have to attest the signatures.

I was successful in getting the U.T.A.B members to amend the T.I.P. to reflect the new cost. The $1,595,000.00 includes the estimated constrcution cost of $1,385,220.67 plus 10% for engineering and inspection, plus 5% contingencies.

I talked with Don Eusey this afternoon and he stated that when he receives this agreement he will schedule this project for a June 1985 bid letting.

We will still have to obtain the R/W and have it certified by April 1, 1985.

Thank you for your assistance.

Carl E O'Neal

Carl E. O'Neal, Director
TRANSPORTATION ENGINEERING

CEO/jg

HI 74-172[illegible]
1/23/85 -

INTERGOVERNMENTAL PURCHASE AND USE AGREEMENT

THIS AGREEMENT, made and entered into this 23rd day of January, 1985, by and between the BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEN, INDIANA, and the DATA PROCESSING AGENCY OF ALLEN COUNTY, INDIANA (hereinafter referred to together as "County") and the CITY OF FORT WAYNE, INDIANA (hereinafter referred to as "City").

WITNESSETH:

WHEREAS, the parties hereto are parties to an Intergovernmental Cooperation Data Processing Service Agreement;

WHEREAS, the parties desire to assist each other with respect to data processing and computer services in general; and

WHEREAS, the City desires to acquire a payroll/personnel software package from Cyborg and the County desires to share in the use of such package for its own operations.

NOW, THEREFORE, it is agreed as follows:

1. The City agrees to acquire a payroll/personnel software package (hereinafter referred to as "Package") from Cyborg. The City shall pay the entire purchase price and the City shall remain the owner of such property.

The County shall pay to the City Fifty-Seven Thousand Five Hundred Dollars ($57,500.00) (one-half of the total purchase price) as follows: County shall credit the City on a monthly basis charges otherwise due the County from the City under the "City/County Intergovernmental Cooperation Data Processing Service Agreement". Such credits shall be extended until such credits equal one-half of the total purchase price. In exchange therefore, the County shall be entitled to use such Package on an equal basis with the City in perpetuity. Further provided the County may, at anytime, choose to not so use the Package. If the County makes such a determination, then the City shall pay to the County, within thirty (30) days of the County's decision not to use the Package, a pro rata reimbursement amortized over fifteen (15) years. Thus, by way of example, if the County were to terminate its usage after one (1) year, then the City would reimburse the County an amount equal to fourteen fifteenths (14/15) of the County's original payment.

DULY ENTERED FOR TAXATION
JAN 28 1985
Gloria J. Gouglein
AUDITOR OF ALLEN COUNTY

HI 74-171-9
1/23/84

85-002110

1985 JAN 28 AM 8 41
ALLEN COUNTY RECORDER

SEWER LINE EASEMENT

THIS SEWER LINE EASEMENT made and entered into this 23rd day of January, 1985, by and between NEVIN E. AIKEN, ARTHUR F. AIKEN and STEPHEN H. GLASSLEY (hereinafter collectively referred to as "Grantors"), the CITY OF FORT WAYNE, Indiana, a municipal corporation (hereinafter referred to as "Grantee"), and EAST STATE ASSOCIATES, an Indiana general partnership (hereinafter referred to as "East State Associates"), their successors and assigns;

WITNESSETH:

WHEREAS, Grantors are the owners of certain real estate located in the City of Fort Wayne, Allen County, Indiana, upon which property is located a public sanitary sewer; and

WHEREAS, East State Associates owns property adjacent to the property owned by Grantors and in connection with the sale and development of a portion of such property desires to extend sanitary sewer service from the sewer line located upon Grantors' property to the boundary line of East State Associates' property, such sewer line to be located within the permanent easement hereinafter described; and

WHEREAS, in order to effect the foregoing, it will be necessary for the Grantors to grant an easement to the Grantee for the installation and maintenance of a sewer line under the terms and conditions hereinafter set forth:

NOW, THEREFORE, for and in consideration of the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. Grantors, for and in consideration of ONE DOLLAR ($1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, hereby grant, quit claim and convey to Grantee, its successors and assigns, a perpetual right-of-way and easement, with the right, privilege and authority of said Grantee, its nominees, contractors, successors and assigns, to lay, relay, construct, reconstruct, erect, operate, maintain, inspect, protect, repair, replace, renew and remove a sanitary sewer line or lines and necessary appur-

1.50
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W.P.C.E. Buf

2. All maintenance fees associated with the Package shall be paid equally by the City and the County.

THIS AGREEMENT shall be construed in accordance with I.C. 36-1-7-12.

IN WITNESS WHEREOF, this Agreement has been signed the day, month and year first above written.

CITY OF FORT WAYNE

ATTEST:

BY
Win Moses, Jr., Mayor

Helen V. Gochenour

BOARD OF PUBLIC WORKS AND SAFETY

BY David J. Kiester
David J. Kiester, Member

BY Lawrence D. Consalvos
Lawrence D. Consalvos, Member

ATTEST:

BY Cosette R. Simon
Cosette R. Simon, Member

Helen V. Gochenour

FORT WAYNE CITY UTILITIES

ATTEST:

BY Cosette R. Simon
Cosette R. Simon, Controller

Helen V. Gochenour

DATA PROCESSING AGENCY OF ALLEN COUNTY

ATTEST:

BY
Jack K. Dunifon, President

Gloria J. Goeglein, Secretary

tenances thereto upon, along, over, through and across real estate located in the City of Fort Wayne, Allen County, Indiana, described as follows:

> The South 14 feet of the original North 597.0 feet of Lot Numbered 39 in J. H. Feichter's Garden View Addition, recorded in Plat Record No. 7A, Page No. 3, in the Office of the Recorder of Allen County, Indiana (hereinafter referred to as the "Easement Premises").

2. Title to all property placed or installed upon the Easement Premises shall at all times remain in the Grantee, and Grantee shall at all times have the right to enter said Easement Premises and to replace, remove or add to the same, provided Grantee shall exercise its right in such a manner as to occasion the least possible interference with the use by Grantors of the real estate upon which the Easement Premises are located.

3. Grantors further grant to Grantee, its nominees, contractors, successors and assigns, a temporary easement twenty (20) feet in width as may be required adjoining both sides of the Easement Premises for the purpose of installing said sewer line or lines.

4. All sewer lines, appurtenances or facilities of any type or nature located within the Easement Premises shall be located underground and shall be maintained in good working order and repair by Grantee and Grantors shall not be liable for or assessed for any of the expense of said repair, maintenance or reconstruction. Grantee shall have a reasonable right of entry upon and over the adjoining real estate of the Grantors for purposes of performing such repair and maintenance and Grantee shall exercise such right in such a manner so as not to occasion any interference with Grantor's use of their real estate.

5. Grantors reserve the right to use the described Easement Premises in any way not inconsistent with the rights herein granted.

6. The parties hereto acknowledge that the Grantors may in the future desire to construct improvements upon their real estate and that in connection therewith it may be necessary to relocate the Easement Premises herein described and the sewer

BOARD OF COMMISSIONERS OF THE COUNTY
OF ALLEN

BY Richard M Regedanz
Richard M. Regedanz

BY Richard M Ellenwood
Richard M. Ellenwood

BY Jack R Worthman
Jack R. Worthman

ATTEST:

Gloria J. Goeglein
Gloria J. Goeglein, Auditor

line or lines and other facilities located therein. In such event, Grantors shall give East State Associates not less than sixty (60) days' notice in writing of their intention to relocate said Easement Premises, and upon receipt thereof, East State Associates, its successors and assigns, shall, at its expense, relocate said sewer line or lines to a new fourteen (14) foot easement at a location to be agreed upon by Grantors, Grantee and said East State Associates, provided that the center line of such relocated easement shall not be further than thirty (30) feet to the north or south of the presently existing Easement Premises. Upon such relocation, Grantors shall grant to Grantee a new easement and the easement herein provided shall be vacated. Such new easement shall be under the same terms and conditions of this easement, except that East State Associates shall have no further obligation to relocate the easement. In the event further relocation of the Easement Premises is desired by Grantors, Grantors may do so at any time at their own expense, provided that in so doing they shall be responsible for granting a new easement to Grantee and for the cost and expense of installing and relocating sewer lines therein to serve the improvements or other property which prior to such relocation were being served by the sewer lines to be abandoned and vacated. Upon any such granting of a new easement or amendment of the existing easement as herein required to provide for said alternate route, the parties shall release from the terms hereof that portion of the easement herein described which will be vacated upon the relocation and removal of any such sewer lines and facilities. Notwithstanding the foregoing, East State Associates, its successors and assigns, shall have no obligation to relocate the Easement Premises and lines located therein at any time after ten (10) years from the date hereof.

7. Grantee assumes all risk of injury that its, its agents, employees or contractors, may sustain on the Easement Premises or on any of Grantors' adjoining real estate, and releases Grantors from all liability therefor and covenants to and hereby does indemnify and hold harmless Grantors, their successors and assigns, against any and all liability for

damages arising from such injuries on Grantors' premises, except such damage as may be caused by the negligence of Grantors, their agents, employees or contractors.

8. This grant of easement is subject to all zoning laws and ordinances, building, use and other restrictions, prior easements, whether recorded or not, encumbrances of any kind or nature and rights-of-way of record now existing or as hereafter granted. The easement as herein granted is non-exclusive, provided that any other easements which hereafter are granted by Grantors to others shall not interfere with the use of the Easement Premises for the purposes as herein granted to Grantee.

9. This Agreement contains all of the terms and conditions of this easement, express or implied, between the parties hereto and shall be binding upon and inure to the benefit of each Grantor, Grantee and East State Associates and their respective successors, assigns, lessees and licensees. There is no Indiana gross income tax due and owing by reason of this grant of easement.

IN WITNESS WHEREOF, the undersigned parties have executed this Agreement the day and year first above set forth.

Nevin E. Aiken
NEVIN E. AIKEN

Arthur F. Aiken
ARTHUR F. AIKEN

Stephen H. Glassley
STEPHEN H. GLASSLEY
"Grantors"

CITY OF FORT WAYNE
By:
Win C. Moses, Jr., Mayor

ATTEST:
By: Helen Gochenour
Helen Gochenour, Clerk

BOARD OF PUBLIC WORKS
AND SAFETY
By: David J. Kiest
David J. Kiester
Director of Public Works

By: Cosette R. Simon
Cosette R. Simon
Director of Administration

By: Lawrence D. Consalvos
Lawrence D. Consalvos
Director of Public Safety
"Grantee"

EAST STATE ASSOCIATES
By: Edwin J. Rousseau
Edwin J. Rousseau
General Partner
"East State Associates"

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared NEVIN E. AIKEN, ARTHUR F. AIKEN and STEPHEN H. GLASSLEY, who acknowledged the execution of the above and foregoing instrument as their free and voluntary act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 26 day of Dec., 1984.

Judith S. Price
Notary Public
JUDITH S. PRICE
(Printed Signature)
County of Residence: Allen

My Commission Expires:
7-9-87

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appear Win C. Moses, Jr., and Helen Gochenour, with both of whom I am personally acquainted, and who, upon their oaths, acknowledge themselves to be the Mayor and Clerk, respectively, of the CITY OF FORT WAYNE, Indiana, and that they, as such Mayor and Clerk being authorized so to do, executed the above and foregoing instrument for the purposes contained therein for and on behalf of said City, in their capacities as Mayor and Clerk, respectively.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 23 day of January, 198~~4~~5

L. Settimi McMahon
Notary Public

(Printed Signature)
County of Residence: Allen

My Commission Expires:
3-1-88

L. [illegible]
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES MARCH 1, 1988
ISSUED THRU INDIANA NOTARY ASSOC.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared EDWIN J. ROUSSEAU, General Partner of EAST STATE ASSOCIATES, and executed the above and foregoing instrument for the purposes contained therein for and on behalf of said partnership.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 26th day of December, 1984.

Sarah J. Petrie
Notary Public

SARAH J. PETRIE
(Printed Signature)

County of Residence: ALLEN

My Commission Expires:
March 13, 1988

This instrument prepared by Robert T. Hoover, Attorney at Law, Shoaff, Parker & Keegan, 2400 Fort Wayne National Bank Building, Fort Wayne, Indiana 46802.

RECEIVED
JAN 25 1985
Water Pollution Control Engr. Dept.
City-County Building, One Main St.
Ft. Wayne, Indiana 46802

1985 JAN 28 AM 9 13
ALLEN COUNTY RECORDER
Virginia L. Young

74-171-10
1/23/85

85-002111

A G R E E M E N T
F O R
S E W E R   E X T E N S I O N

THIS AGREEMENT, made in triplicate this 23rd day of January 1985, by and between NORTH EASTERN CONSTRUCTION CO., INC., an Indiana Corporation, hereinafter referred to as "OWNER" and the CITY OF FORT WAYNE, INDIANA, an Indiana Municipal Corporation, hereinafter referred to as "CITY,"

WITNESSETH:

WHEREAS, the "OWNER" desires to construct a local sanitary sewer described as follows:

Valley Place Section I Sanitary Sewers

Description of sanitary sewer mains within Valley Place, Section I.

Description of sanitary sewer main 1. Commencing at an existing manhole located on the south side of the Roy Delagrange drain and located approximately 500 feet west of the center line of Coldwater Road; thence continuing southwesterly within a 20 foot easement a distance of 75 feet to manhole 1 at station 0+70; thence continuing southwesterly a distance of 400 feet to manhole 2 at station 4+70, said manhole being located at the northwest corner of lot 2 in Valley Place, Section I; thence continuing southwesterly with an easement along the east line of lot 4 in said plat a distance of 380 feet to manhole 3 at station 8+50, said manhole being located at the southeast property corner of said lot 4; thence southeasterly a distance of 190 feet to manhole 4 at station 10+40, said manhole being located 20 feet northeast of the northwest property corner of lot 21 in said plat; thence southwesterly a distance of 110 feet to manhole 5 at station 12+50, said manhole being located 40 feet north of the southwest property corner of lot 20 in said plat; thence southwesterly along the east right-of-way line of Twisted Branch Cove a distance of 400 feet to manhole 6 at station 16+50, said manhole being located 50 feet southwest of the northeast property corner of lot 17 in said plat; thence west a distance of 270 feet to manhole 7 at station 19+20, said manhole being located at the north property corner of lot 50 in Valley Place, Section I. Said manhole 7 terminates the description of sanitary sewer main 1.

Description of sanitary lateral A. Commencing at the above referenced manhole 3 at station 8+50, said manhole being located at the southeast property corner of lot 4, thence westerly a distance of 380 feet to manhole 1-A at station 3+80, said manhole being located 20 feet south of the northeast property corner of lot 7 in Valley Place, Section I. Said manhole 3-A terminates the description of sanitary sewer lateral A.

Description of sanitary sewer lateral B. Commencing at the above referenced manhole 4 at station 10+40, said manhole being located 30 feet northeast of the northwest property corner of lot 21; thence easterly a distance of 290 feet along the south right-of-way line of Windrift Lane to manhole 1-B at station 2+90, said manhole being located 20 feet northeast of lot 21 in Valley Place, Section I. Manhole 1-B terminates the description of sanitary sewer lateral B.

in accordance with plans, specifications and profiles heretofore submitted to and approved by "CITY" and now on file in the office of the Chief Engineer of the Water Pollution Control Engineering Department of "CITY" and known as VALLEY PLACE SECTION I as drawn by Turnbell Engineering, Inc. under their Commission Number E 83-1415 dated December 10, 1984 which plans, specifications, profiles are by

DULY ENTERED FOR TAXATION
JAN 28 1985
Gloria A. Gaeglein
AUDITOR [illegible]
W.P.C.E. Box

85-000371

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RELEASE OF SANITARY SEWER EASEMENT

The Board of Public Works & SAfety of the City of Fort Wayne, Indiana on the 15th day of April, 191, entered into an AGREEMENT with WESTWOOD DEVELOPMENT, INC., and FORT WAYNE NATIONAL BANK and TRUSTS COMPANY, as Trustee of Highland View Liquidating Trust, for a sanitary sewer easement over, under and across a part of the West ½, NE¼, Section 33, Township 31 North, Range 12 East, 2nd P.M., Allen County, Indiana and north of Westwood Valley, Section I (Part Book 42, pages 65-69 and Document No. 79-01278, Office of the Allen County Recorder).

The Board of Public Works & Safety of the City of Fort Wayne, Indiana, now releases to SUMMIT BANK and CENTENNIAL DEVELOPMENT CORPORATION, an Indiana not-for-profit corporation, of Allen County, Indiana; both Successors in title to WESTWOOD DEVELOPMENT, INC., and FORT WAYNE NATIONAL BANK and TRUST COMPANY, the following described sanitary sewer easement which was adopted on the 15th day of April, 1981, as recorded in Document NO. 81-07591, in the Office of the Allen County Recorder. ✓

Beginning at the Northeast corner of the West Half of the Northeast Quarter of Section 33, Township 31 North, Range 12 East, Allen County, Indiana; thence, South 00 degrees 15 minutes 47 seconds East along the East line of said West Half 900 feet to the POINT OF BEGINNING; thence South 00 degrees 15 minutes 47 seconds East along the East line of said West Half, 377.58 feet to the centerline of the Neuhaus Ditch, and the Northeast corner of Westwood Valley Section I; thence, along the centerline of said ditch and the North line of said subdivision with the following course; South 56 degrees 20 minutes 07 seconds West, 448.17 feet; South 42 degrees 54 minutes 13 seconds West 297.73 feet; South 62 degrees 47 minutes 0-8 seconds West 653.58 feet to the West line of said Northeast Quarter; thence North 00 degrees 03 minutes 31 seconds East along said West line 717.34 feet; thence, North 75 degrees 00 minutes 00 seconds East 975.00 feet; thence, North 53 degrees 08 minutes 53 seconds East 473.82 feet ot the POINT OF BEGINNING.

ADOPTED this 2nd day of January, 1985.

Board of Public Works & Safety

David J Kiel
David J. Kiester, Director

Cosette R. Simon, Director

Lawrence D. Consalvos
Lawrence D. Consalvos, Director

DULY ENTERED FOR TAXATION
JAN 4 1985
Gloria J. Goeglein
AUDITOR OF ALLEN COUNTY

ATTEST:

Helen Gochenour
Helen Gochenour, Clerk

1985 JAN -4 PM 4:06
ALLEN COUNTY RECORDER

This instrument prepared by:
Bruce A. Franke, R.L.S.
Stoody-Franke-Associates

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WPCE

reference incorporated herein and made a part hereof, which sewer will serve no only land in which the "OWNER" has an interest, but also an adjoining land areas and;

WHEREAS, the cost of construction of said sewer is represented to be $45,000.00 for construction, $2,500.00 for engineering and $1,500 for inspection.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and the agreements hereinafter set forth, the parties hereto agree as follows:

1. CONSTRUCTION OF SEWER

"OWNER" shall cause said sewer to be constructed and located in accordance with said plans, specifications, and profiles, all approved by "CITY" under private contract to be let within sixty (60) days after requisite "CITY" approval. All work and materials shall be subject to inspection by "CITY" and the right of "CITY" to halt construction if there shall be noncompliance therewith. Said sewer shall not be deemed completed and/or permanently connected into the sewer system to "CITY" until final acceptance by "CITY". Upon acceptance by "CITY" said sewer shall become the property of "CITY" and "CITY" shall accept sewage therefrom, subject to such sewage service charges as may now or hereafter be regularly established by "CITY," and all further maintenance thereafter shall be borne by "CITY".

2. COST OF CONSTRUCTION

"OWNER" agrees to pay the entire cost and expense of construction of said sewer, in cash, including "CITY" engineering and inspection fees, and tap permit fees, and to hold "CITY" harmless from any liability for claims connected therewith.

3. AREA OF "OWNER"

Said sewer when accepted by the "CITY" will serve the following described real estate:

Part of the Northeast quarter of Section 33, Township 32 North, Range 12 East, Allen County, Indiana, more particularly described as follows: Commencing at the Northeast corner of the Northeast quarter of Section 33, Township 32 North, Range 12 East, Allen County, Indiana; thence South 0 degrees 20 minutes 53 seconds West along the East line of the Northeast quarter of Section 33, said line also being the centerline of the Northeast quarter of Section 33, said line also being the centerline of Coldwater Road, a distance of 145.00 feet to the point of beginning; thence continuing South 0 degrees 20 minutes 53 seconds West along said centerline a distance of 234.28 feet; thence leaving said centerline North 89 degrees 22 minutes 43 seconds West a distance of 372.16 feet; thence South 0 degrees 28 minutes 40 seconds West a distance of 418.50 feet; thence North 89 degrees 30 minutes 29 seconds West a distance of 164.82 feet; thence South 0 degrees 28 minutes 40 seconds West a distance of 528.60 feet; to the centerline of Badiac Road; thence North 89 degrees 30 minutes 29 seconds West along said centerline a distance of 820.68 feet; thence leaving said centerline North 0 degrees 28 minutes 40 seconds East a distance of 1328.60 feet to the North line of the Northeast quarter of said Section 33; thence South 89 degrees 22 minutes 43 seconds East along said North line a distance of 985.50 feet;

GRANT OF SANITARY SEWER EASEMENT

THIS INDENTURE WITNESSETH THAT: SUMMIT BANK and CENTENNIAL DEVELOPMENT CORPORATION, an Indiana not-for-profit corporation, both of Allen County, State of Indiana, hereinafter referred to as "GRANTOR", for and in consideration of One Dollar, receipt of which is hereby acknowledged, does hereby grant, quit-claim, and convey to the CITY OF FORT WAYNE, hereinunder referred to as "GRANTEE", a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct, and remove a sanitary sewer line, over, under, and across the following described real property, located in Allen County, State of Indiana, to-wit:

PERMANENT SANITARY SEWER EASEMENT DESCRIPTION

A 20-foot easement for an existing sanitary sewer over, under, and across the W½, NE¼, section 33, T31N, R12E, 2nd P.M., Allen County, Indiana, the center line of the easement being described as follows:

Commencing at the northwest corner of Westwood Valley, Section I (Plat Book 42, pages 65-69, and Document No. 79-01278, Office of the Allen County Recorder); thence N00°03'31"E (assumed bearing from Westwood Valley, Section I) along the west line of the W½ of said NE¼ a distance of 100.4 feet to the intersection of said west line with an existing 27-inch sanitary sewer and being the point of beginning; thence N61°11'16"E a distance of 409.7 feet to an existing sanitary sewer manhole; thence N54°59'05"E a distance of 484.7 feet to an existing sanitary sewer manhole; thence N55°45'33"E a distance of 328.3 feet to an existing sanitary sewer manhole; thence N56°09'27"E a distance of 161.7 feet to an existing sanitary sewer manhole; thence S79°48'20"E a distance of 98.7 feet to the north line of Westwood Valley, Section I, said point being a distance of 77.5 feet, S56°20'07"W along the north line of Westwood Valley, Section I of the northeast corner of said Westwood Valley, Section I.

The sidelines of said 20-foot easement are extended or shortened to meet at angle points and to terminate at the north line of Westwood Valley, Section I, said line also being the center line (thalweg) of the Neuhaus Ditch.

ALSO

A 20-foot easement for an existing sanitary sewer over, under, and across the W½, NE¼, section 33, T31N, R12E, 2nd P.M., Allen County, Indiana, the center line of the easement being described as follows:

Commencing at the northwest corner of Westwood Valley, Section I (Plat Book 42, pages 65-69, and Document No. 79-01278, Office of the Allen County Recorder); thence N00°03'31"E (assumed bearing from Westwood Valley, Section I) along the west line of the W½ of said NE¼ a distance of 100.4 feet to the intersection of said west line with an existing 27-inch sanitary sewer and being the point of beginning; thence N61°11'16"E a distance of 409.7 feet to an existing sanitary sewer manhole; thence N35°50'00"W a distance of 518.3 feet to an existing sanitary sewer manhole; thence S80°40'14"W a distance of 55.7 feet to the west line of the W½, NE¼ of said section 33, said point being a distance of 709.0 feet, N00°03'31"E along the west line of the W½, NE¼ of said section 33 of the northwest corner of Westwood Valley, Section I.

The side lines of said 20-foot easement are extended or shortened to meet at angle points and to terminate at the west line of the W½, NE¼, section 33, T13N, R12E, Allen County, Indiana.

ALSO

A 20-foot easement for an existing sanitary sewer over, under, and across the W½, NE¼, section 33, T31N, R12E, 2nd P.M., Allen County, Indiana, the center line of the easement being described as follows:

Commencing at the northwest corner of Westwood Valley, Section I (Plat Book 42, pages 65-69, and Document No. 79-01278, Office of the Allen County Recorder); thence N00°03'31"E (assumed bearing from Westwood Valley, Section I) along the west line of the W½ of said NE¼ a distance of 100.4 feet to the intersection of said west line with an existing 27-inch sanitary sewer and being the point of beginning; thence N61°11'16"E a distance of 409.7 feet to an existing sanitary sewer manhole; thence N54°59'05"E a distance of 484.7 feet to an existing sanitary sewer manhole; thence N55°45'33"E a distance of 328.3 feet to an existing sanitary sewer manhole; thence N34°57'20"W a distance of 27.2 feet to an existing sanitary sewer manhole; thence N00°37'50"E a distance of 240.6 feet to the north line of the sewer easement as described in Document No. 81-07591, Office of the Allen County Recorder.

thence leaving said North line South 0 degrees 28 minutes 40 seconds West a distance of 145.00 feet; thence South 89 degrees 22 minutes 43 seconds East a distance of 371.63 feet to the point of beginning containing 30.03 acres of land more or less and subject to a public road right-of-way over the Easterly 40 feet for Coldwater Road and over the South 25 feet for Badiac Road and all other easements of record.

As "OWNER" will pay for the cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by the Agreement against the above described real estate for the construction of said sewer by the present or future owners of said real estate except only as to such standard tap-in, inspection fees and monthly sewage treatment charges as are customarily charged by "CITY" for connections to "CITY" sewer mains and treatment of sewage therefrom.

4. CHARGE AGAINST ACCESS AREA

The said Sewer, when constructed, will also serve additional or excess areas identified as Zone I, as shown on attached Exhibit "A", also described as follows:

A parcel of land in the Southeast quarter of Section 28, Township 32 North, Range 12 East, Allen County, Indiana, more particularly described as follows: Commencing at the Southeast corner of the Southeast quarter of Section 28, Township 32 North, Range 12 East; thence North 89 degrees 22 minutes 43 seconds West a distance of 360.4 feet to the point of beginning; thence continuing North 89 degrees 22 minutes 43 seconds West along the North line of Valley Place and the Easterly extension of that line a distance of 405.05 feet; thence North 09 degrees 40 minutes 37 seconds East a distance of 370.05 feet; thence South 58 degrees 30 minutes East a distance of 153.06 feet; thence South 68 degrees 30 minutes East a distance of 263.50 feet; thence South 09 degrees 40 minutes 37 seconds West a distance of 195.41 feet to the point of beginning containing 2.52 acres more or less.

In the event any present or future owners of said exhibited excess area noted as Zone I shall, at any time, within fifteen (15) years, after the date of this agreement, desire to use said sewer or any extension thereof, whether by direct tap or through the extension or connection of lateral lines to service such land, "CITY", through its duly constituted authorities, before permitting such use, shall require, by contract or assessment, as may be appropriate, that such owner or owners of said excess area pay to "CITY", in addition to the cost of standard area connection tap-in and inspection fees, a local connection charge of $0.346 cents/ S.F. which represents the pro-rata share of the local Sanitary Sewer to serve the developer and for the area within Zone I, as shown in the attached Exhibit "A". All monies so collected by the "CITY" for the developer shall be paid by "CITY" to developer within sixty (60) days of the receipt thereof by "CITY".

The side lines of said 20-foot easement are extended or shortened to meet at angle points and to terminate at the north line of the sewer easement described in Document No. 81-07591, Office of the Allen County Recorder.

"GRANTOR" certifies under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this deed.

EXECUTED THIS 18TH DAY OF DECEMBER, 1984.

SUMMIT BANK

BY: J E Felts
James E. Felts, Vice President

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared James E. Felts, who acknowledged the execution of the foregoing GRANT OF SANITARY SEWER EASEMENT, as and for voluntary WITNESS my hand and notarial seal this 18TH day of DECEMBER, 1984.

Juanita M Hake
JUANITA M. HAKE, Notary Public
Resident of ALLEN County, IN.

My Commission Expires:

8-22-87

CENTENNIAL DEVELOPMENT CORPORATION

BY: Paul W Seitz, Pres.
PAUL W. SEITZ

BY: __________

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared Paul W. Seitz who acknowledged the execution of the foregoing GRANT OF SANITARY SEWER EASEMENT, as and for voluntary WITNESS my hand and notarial seal this 19th day of December, 1984.

Betty J. Mitchell
Betty J. Mitchell, Notary Public
Resident of Allen County, IN.

My Commission Expires:

May 5, 1985

This instrument prepared by:
Bruce A. Franke, R.L.S.
Stoody•Franke•Associates

5. AREA CONNECTION CHARGE (Oversizing, etc. cost of existing sewage works)

An area connection charge of $700.00 per acre must be paid to "CITY". The acreage assessment is 26 net acres times $700.00 per acre or $18,200.00. The "CITY" shall give the developer a $700.00 credit for oversizing the Sanitary Sewer from station 0+00 to station 4+70 from 8-inch to 10-inch; giving a net assessment of $17,500.00

The acreage assessment shall be paid in four installments as follows: $5,000.00 shall be paid upon acceptance of this contract, $5,000.00 shall be paid January 1, 1986 and January 1, 1987 and $2,500.00 shall be paid January 1, 1988. In the event the Sanitary Sewer is tapped faster than the above payment schedule, the city may require accellerated tap fee payments by the developer. This area connection charge is in addition to the local charge as set forth above, and represents the installation and/or oversizing cost expended by "CITY" for sewer line(s) known as ST. JOSEPH SERVICE AREA Res. No. 74-22-04 RECORDED UNDER 84-8201 (4-16-84).

6. BOND

This contract is subject to "OWNER" and/or his contractor furnishing a satisfactory Maintenance Bond for 25% of the value of the sewer which shall guarantee said sewer against defects for a period of one (1) year from the date of final acceptance of said sewer by "CITY".

7. LIMITATION ON USE

Said sewer shall be constructed for disposal of sanitary sewage only and neither the parties hereto, their successors, or assigns, or any future owner of any land serviced by said sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water runoff caused by natural precipitation or anything other than sanitary sewage or contaminated waste in accordance with City Municipal Code.

8. WAIVER OF RIGHT TO REMONSTRATE AGAINST ANNEXATION

"OWNER", for himself, his successors in title and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by "CITY" of any territory now or hereafter owned by him as described in Article 3 herein, or hereafter served by said sewer or any extension thereof.

In further consideration and to induce "CITY" to execute and ratify this contract, said "OWNER," for himself, his successors and assigns, agrees by this contract to vest in "CITY" the permanent right at its discretion to annex to the

EXHIBIT 'A'

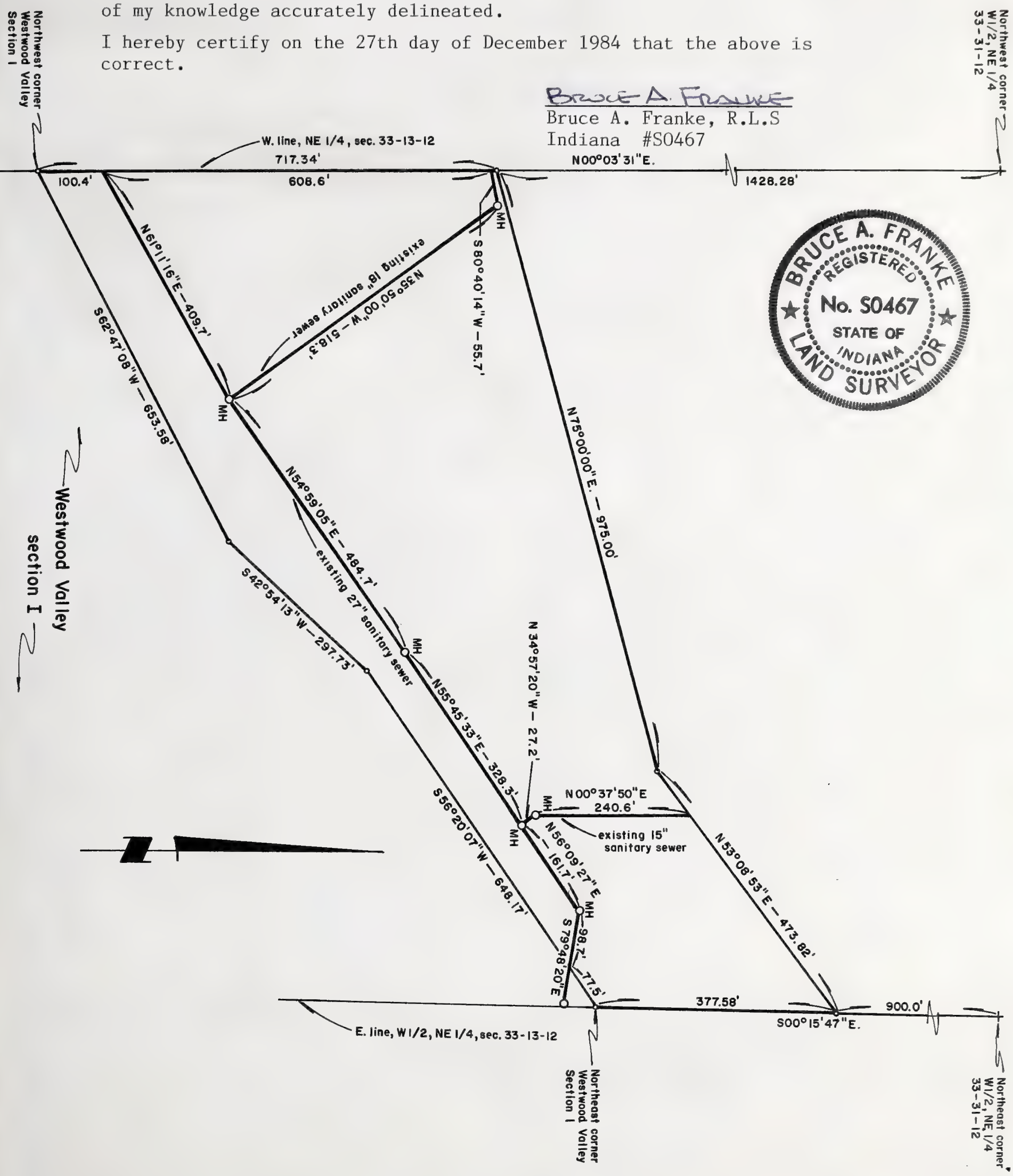
The undersigned Land Surveyor, registered under the Laws of the State of Indiana, hereby certifies that the attached sanitary sewer easement descriptions and the below drawing are inconformity with the records on file in the Office of the Recorder of Allen County, Indiana and to the best of my knowledge accurately delineated.

I hereby certify on the 27th day of December 1984 that the above is correct.

Bruce A. Franke

Bruce A. Franke, R.L.S
Indiana #S0467

BRUCE A. FRANKE
No. S0467


Northwest corner
Westwood Valley
Section I
W. line, NE 1/4, sec. 33-13-12
717.34'
100.4'
608.6'
N00°03'31"E.
1428.28'
Northwest corner
W1/2, NE 1/4
33-31-12
MH
S80°40'14"W – 55.7'
existing 18" sanitary sewer
N35°50'00"W – 518.3'
N61°11'16"E – 409.7'
S62°47'08"W – 653.58'
MH
N75°00'00"E. – 975.00'
Westwood Valley
section I
N54°59'05"E – 484.7'
existing 27" sanitary sewer
S42°54'13"W – 297.73'
MH
N55°45'33"E – 328.3'
N 34°57'20"W – 27.2'
N00°37'50"E
240.6'
MH
MH
existing 15"
sanitary sewer
N56°09'27"E
161.7'
MH
S56°20'07"W – 648.17'
N53°08'53"E – 473.82'
98.7'
S79°48'20"E
77.5'
377.58'
900.0'
S00°15'47"E.
E. line, W1/2, NE 1/4, sec. 33-13-12
Northeast corner
Westwood Valley
Section I
Northeast corner
W1/2, NE 1/4
33-31-12

This instrument prepared by:
Bruce A. Franke, R.L.S.
Stoody•Franke•Associates

City of Fort Wayne at any future time by duly authorized ordinance the said real estate described in Article 3 herein.

"OWNER" further agrees that any deeds, contracts, or other instruments of conveyance made by "OWNER", its successors or assigns transferring or conveying any interest in and to any of the real estate described in Article 3 herein, shall contain the waiver and release provisions contained in this article which provisions shall run with the land and the acceptance of the delivery of any such instruments from "OWNER", his/her successors and assigns by any grantee, vendee, or contract purchaser, shall be made subject to the terms of this Agreement and shall constitute an acceptance of the foregoing provisions by said grantee, vendee, or contract purchaser and their successors in title.

"OWNER" further agrees to record an executed copy of this contract in the Allen County Recorder's Office within ten (10) days of its approval by the "CITY" as hereinafter provided.

Any owner or owners of land which is now, or hereafter located outside the corporate limits of "CITY" who connect into the sewer constructed hereunder shall be deemed to thereby waive his, her, their, or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by "CITY" of such land or of the territory in which it is located or of the area served by said sewer. (I.C. 36-9-22-2, as added by Acts 1981, P.L. 309,395)

IN WITNESS THEREOF, the parties have subscribed to this Agreement the day and year first above written.

OWNER:

NORTH EASTERN CONSTRUCTION CO., INC.

By: ______________________

Joseph L. Zehr, President

ATTEST:

Helen Gochenour

Helen Gochenour
Clerk to Board of Public
Works and Safety

APPROVED AS TO FORM AND LEGALITY

RD Snouffer
ASSOCIATE CITY ATTORNEY

Assoc. City Attorney

"CITY"

By:

Win Moses, Jr.

BOARD OF PUBLIC WORKS

By: David J. Kiester

David J. Kiester
Director of Public Works

By: Cosette R. Simon

Cosette R. Simon
Director of Administration
and Finance

By: Lawrence D. Consalvos

Lawrence D. Consalvos
Director of Public Safety

STATE OF INDIANA:
SS
COUNTY OF ALLEN:

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared J. L. Zehr, who acknowledged the execution of the foregoing agreement for sewer extension, as and for his voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 18th day of December, 1984.

Betty J. Mitchell

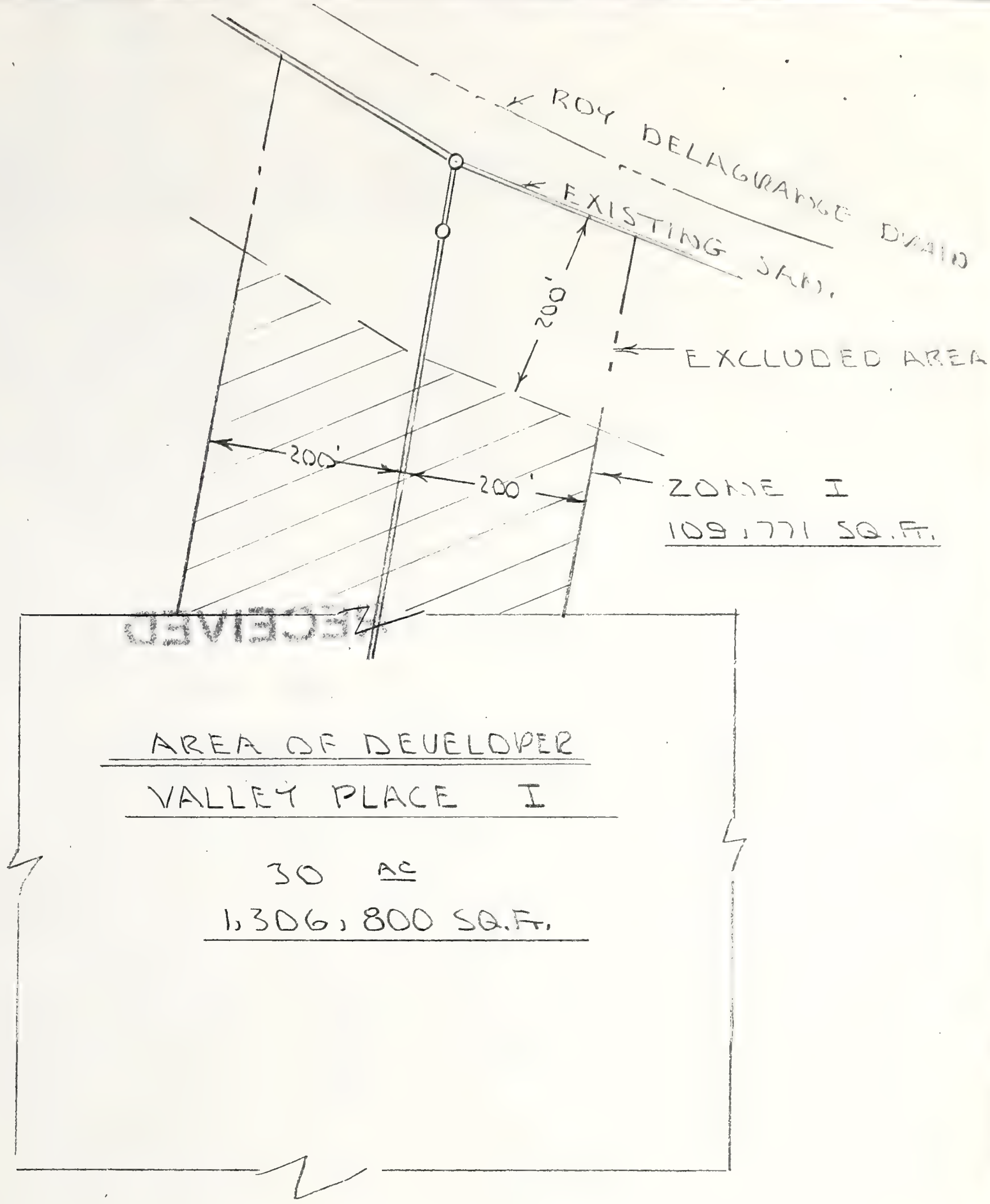
Betty J. Mitchell, Notary Public
Resident of Allen County

My Commission Expires:

May 5, 1985

This instrument prepared by:

Orrin R. Sessions
6700 East State Boulevard
Fort Wayne, Indiana


ROY DELAGRANGE DRAIN
EXISTING SAN.
200'
EXCLUDED AREA
200'
200'
ZONE I
109,771 SQ.FT.
AREA OF DEVELOPER
VALLEY PLACE I
30 AC
1,306,800 SQ.FT.

SQUARE FT IN ASSESSMENT AREA		1,416,571 SQ.FT.
ZONE I	109,771 SQ.FT.	
DEVELOPER	1,306,800 SQ.FT.	
COST OF SANITARY SEWER		$ 49,000.00
COST OF SANITARY SEWER/SQ.FT		$ 0.346
DEVELOPER COST SHARE		$ 45,203.00
ZONE I COST SHARE		$ 3,797.00

EXHIBIT "A"

HI-74-1723
1/16/85

AGREEMENT FOR PREBID INSPECTION SERVICES

THIS AGREEMENT, made this 16th day of January 1985 by and between The Board of Public Works, City of Fort Wayne, Indiana, hereafter referred to as the OWNER, and Tank Industry Consultants, Inc., hereafter referred to as the ENGINEER:

The OWNER intends to Inspect and Report the condition of two cylindrical dam gates in the City of Fort Wayne, State of Indiana and the ENGINEER agrees to perform the professional services required for the inspection and reporting of the condition of the gate interior, exterior, ramps, abutments, bridges, and visible raising and lowering mechanism; all hereinafter referred to as gates.

WITNESSETH:

That for and in consideration of the mutual covenants and promises between the parties hereto, it is hereby agreed:

SECTION A - ENGINEERING SERVICES

The ENGINEER shall furnish basic engineering services as follows:

1. The ENGINEER shall perform a detailed pre-bid inspection of the gates sufficient to determine the condition of the gates. Color photographs are taken inside and out and are included in the report. Ultrasonic thickness measurements are taken if deemed necessary. A certified engineering report is issued concerning the condition of the gates; and includes recommendations for maintenance, painting, repairs, budget estimates for the required work, anticipated life of the painting and the structure, and the replacement cost of the gates.

2. The ENGINEER will submit two originals and one copy of the certified engineering report to the OWNER

3. The conditions reported by the ENGINEER will reflect the condition of the gates as observed on the date of inspection, using reasonable care in making the observations and safety in gaining access to the gates. Should latent defects be discovered during the prosecution of the recommended work, they should be brought to the attention of the OWNER and ENGINEER.

4. The inspection reports for this project may not be used for extensions of this project or any other project

74-169-16
1/16/85

RESCISSION AGREEMENT RE: SANITARY SEWER EASEMENTS

This Agreement entered into this 16th day of January, 1985 by and among the City of Fort Wayne, Indiana, by its Board of Public Works and Safety (hereinafter called the "City"), Summit Bank and Centennial Development Corporation (hereinafter called "Centennial");

WITNESSETH:

WHEREAS, on April 15, 1981 the City, Westwood Development, Inc. and Fort Wayne National Bank and Trust Company, as Trustee of the Highland View Liquidating trust entered into that certain written agreement recorded on April 22, 1981 as Document No. 81-7591 in the Office of the Recorder of Allen County, Indiana (hereinafter called the "Initial Agreement"); and

WHEREAS, under the terms and conditions of the Initial Agreement the said Westwood Development, Inc. was to grant to the City a sanitary sewer easement legally described therein, in consideration of the City rescinding and vacating part of that certain Sewer Easement Resolution Number 189-80 adopted on September 20, 1980 by the Board of Public Works of the City of Fort Wayne, Indiana and recorded on July 26, 1981 as Document No. 81-012860 in the Office of the Recorder of Allen County, Indiana (hereinafter called the "Condemnation Resolution"), which resolution condemned, inter alia a permanent sanitary sewer easement over part of the subdivision known as Westwood Valley, Section I according to the recorded plat thereof; and

WHEREAS, the terms and conditions of the Initial Agreement were never satisfied by the parties thereto, in that the easement described in the Initial Agreement was never granted and the Condemnation Resolution also described in the Initial Agreement was never rescinded or vacated; and

WHEREAS, Summit Bank and Centennial are the successors in title of the said Westwood Development, Inc. and the said Fort Wayne National Bank and Trust Company, as such trustee, to the real estate affected by the instruments referred to above; and

WHEREAS, an instrument was recorded on January 4, 1985 as Document No. 85-371 in the Office of the Recorder of Allen County, Indiana which attempted to rescind the Initial Agreement and grant a new sanitary sewer easement over real estate owned by Summit Bank and Centennial, as described therein; and without prior express written consent from the OWNER and the ENGINEER.

5. The ENGINEER will cooperate and work closely with representatives of the OWNER and all parties involved.

6. The ENGINEER further agrees to obtain and maintain, at the ENGINEER'S expense, such insurance as will protect him and the OWNER from claims under Workmen's Compensation and from all claims for bodily injury, death, or property damage which may arise from the negligent performance of the ENGINEER or by the ENGINEER'S employees performing the ENGINEER'S functions and services required under this Agreement.

7. Upon written authorization by the OWNER, the ENGINEER will perform the PREBID inspection services and submit said reports to the OWNER within thirty days after such notice, provided that within within five days after notice the conditions are good for the washout and field analysis. The temperature must be 40 degrees or above, and there must be no ice in or on the units. It should not be raining or snowing, and the winds must be below 15 mph. If the above is not accomplished within the time period specified, this agreement may be terminated by the OWNER ten days after delivering written notice of said termination to the ENGINEER.

8. The ENGINEER will provide washout services for the gates only if engaged and compensated for this washout service as set forth in Section C.

9. The gates shall be raised and lowered by City personnel, who will also cut openings in the gates to give access to the interior of the gates. The City shall also keep a person near the gates during the inspection with emergence communication capabilities for safety reasons.

SECTION B - COMPENSATION FOR BASIC ENGINEERING SERVICES

The OWNER shall compensate the ENGINEER for Basic Engineering Services in the amount as follows in this section:

1. The sum not to exceed $3344.00 (Three Thousand Three Hundred Forty-Four dollars ($3344.00) after the review of the pre-bid inspection report by the OWNER and the acceptance of the same. Costs are based on the attached rate schedule (Exhibit A) and the attached COST ESTIMATE (Exhibit B).

2. Should the project not be financed or should it be terminated for any reason other than failure of the

WHEREAS, the parties hereto desire to enter into a revised agreement to rescind the terms and conditions of the Initial Agreement; to vacate, rescind and release part of the Condemnation Resolution, as it affects Westwood Valley, Section I; to, by proper corporate authority and by separate instrument, grant a new permanent sanitary sewer easement to the City; and to clarify the status of the various sanitary sewer easements described above.

NOW, THEREFORE, in consideration of the mutual covenants, promises, agreements and benefits herein contained and provided, it is agreed as follows:

1. The Agreement dated April 15, 1981 and recorded on April 22, 1981 as Document No. 81-7591 in the Office of the Recorder of Allen County, Indiana, referred to above as the Initial Agreement, is hereby rescinded and considered as null and void.

2. The Condemnation Resolution, only as it relates to the permanent sanitary sewer easement condemned by the City and located within Westwood Valley, Section I according to the recorded plat thereof, is hereby rescinded, vacated and released by the City with the balance of the Condemnation Resolution which has not heretofore been modified by the City, to continue in full force and effect as to the remainder of the real estate described therein.

3. Summit Bank and Centennial shall, by separate instrument, grant to the City permanent sanitary sewer easements over the same real estate described in the instrument titled "Grant of Sanitary Sewer Easement", which was part of the said instrument recorded as Document No. 85-371 in the Office of the Recorder of Allen County, Indiana.

Whereunto the parties have hereunto set their hands and seals the day and date above written.

BOARD OF PUBLIC WORKS AND SAFETY
OF THE CITY OF FORT WAYNE, INDIANA

By: David J. Kiester
David J. Kiester, Director

By: Cosette R. Simon
Cosette R. Simon, Director

By: Lawrence D. Consalvos
Lawrence D. Consalvos, Director

ATTEST:

By: Helen Gochenour
Helen Gochenour, Clerk

ENGINEER to perform his duties under this agreement, the ENGINEER shall be paid for all accomplished work to the date of notification. Partial payments will be based on actual manhours expended.

3. If, by cause of the OWNER, the gates are not available for inspection on the agreed date, a charge for mileage and cost of labor, taxes, and insurance will be added to the quoted fees.

4. Terms of payment of the ENGINEER'S billings shall be Net 10 Days. Should the OWNER not pay the ENGINEER'S billings within 30 days after submitted, interest at the rate of one and one half per cent (1 1/2%) per month shall be paid the ENGINEER.

SECTION C - COMPENSATION FOR WASHOUT SERVICE AS SET FORTH IN SECTIONS A-7 & 8

When the ENGINEER provides washout services, the OWNER agrees to pay the ENGINEER compensation not to exceed Two Thousand Four Hundred Ninety Two ($2492.00). The OWNER is to furnish and operate a sewer jet with hose and nozzle sufficient to access and wash out the interior surfaces. The ENGINEER shall allow the debris to fall in the river.

IN WITNESS WHEREOF, the parties hereto have executed or caused to be executed by their duly elected officials, this Agreement in triplicate on the respective dates indicated below.

OWNER

Board of Public Works
City of Fort Wayne
1 Main Street
Fort Wayne, IN 46802

David J Kiest

Cosette R. Simon

ENGINEER

Crone Knoy, P.E., President
TANK INDUSTRY CONSULTANTS, INC.
4912 W. 16th Street
Speedway, Indiana 46224

Crone Knoy

CONTRACTS1

SUMMIT BANK

By: J. E. Felts
James E. Felts, Vice President
and Assistant Secretary

By: Gerald L. Thompson
Gerald L. Thompson , Assistant Vice President

CENTENNIAL DEVELOPMENT
CORPORATION

By: Paul W. Seitz
Paul W. Seitz, President

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State, personally appeared this 16th day of January, 1985, the within named David J. Kiester, Cosette R. Simon and Lawrence D. Consalvos, all Directors of the Board of Public Works and Safety of the City of Fort Wayne, Indiana and Helen Gochenour, Clerk of said Board, known to me to be the persons who executed the foregoing Agreement for and on behalf of the City of Fort Wayne who acknowledged that they are respectively the Directors and Clerk of said Board of Public Works and Safety and that they signed said Agreement on behalf of the City of Fort Wayne with fully authority to do so and who acknowledged their execution thereof to be their voluntary act and deed as said officials and for and on behalf of said City for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal this 16th day of January, 1985.

Elizabeth J. Meyer
Notary Public
Resident of __________ County, Indiana

My Commission Expires:

____

ELIZABETH J. MEYER, Notary Public
Resident of Allen County
My Commission Expires Feb. 12, 1985

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State, personally appeared this 15th day of January, 1985, the within named James E. Felts and Gerald L. Thompson, ~~and Assistant Secretary~~, known by me to be the Vice President/and Assistant Vice President respectively of Summit Bank, who acknowledged their execution thereof to be their voluntary act and deed as said officials and for and on behalf of said Summit Bank for the uses and purposes therein set forth. IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal this ____ day of January, 1985.

Lauren K. Patrick
Lauren K. (Parker) Patrick Notary Public
Resident of Allen County, Indiana

My Commission Expires:

May 12, 1987

"EXHIBIT A"

TANK INDUSTRY CONSULTANTS, INC.

4912 West 16th Street

Speedway, Indiana 46224

Professional Services - Rate Structure

The rate structure to be used for billing your account is as follows:

Mileage (per vehicle) $0.25/mile traveled from Speedway or last job, whichever is closest.

Technician rate for Work in Process Inspections
    Travel time $30.00/hour
    On job time $35.00/hour

Technician rate for Pre-Bid Inspections
    Travel time $30.00/hour
    On job time $38.00/hour

Overnight expenses - lodging + meals -- at cost

Engineer rates
    Engineer - non registered - $50.00/hour
    Engineer - registered - $57.00/hour
    Engineer Senior - registered - $65.00/hour

Normally one hour of Engineer rate is added to each non-resident Work in Process inspection for report analysis and interpretation.

Ultrasonic thickness testing $100.00 per day + engineer or technician time + freight for device (if not accompanying using engineer or technician). Most Pre-Bid inspection prices include the ultrasonic readings if necessary at no additional cost.

TERMS: Net 10 days

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State, personally appeared this 15th day of January, 1985, the within named Paul W. Seitz, President of Centennial Development Corporation, an Indiana corporation, who acknowledged his execution thereof to be his voluntary act and deed as said officials and for and on behalf of said corporation for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal this 15th day of January, 1985.

James A. Federoff
Notary Public
Resident of Allen County, Indiana

My Commission Expires:
June 21, 1987

This instrument prepared by James A. Federoff, Attorney at Law.

"EXHIBIT B"

COST ESTIMATE

Cylindrical dams - Fort Wayne, IN

Inspect only	Two technicians and one senior engineer	
Two crew days	2x2x8x$38.00=	$1216.00
	1x2x8x$65.00=	1040.00
Mileage	110x2x2=	110.00
Lodging	$60.00	60.00
Meals	$58.00	58.00
Write report	One senior engineer	
	12 mhx$65.00	780.00
	Clerical	
	4 mh x $20.00	80.00
	TOTAL	$3344.00

Washout in addition	Two technicians and one senior engineer	
Two crew days	2x2x8x$38.00=	$1216.00
	1x2x8x$65.00=	1040.00
Lodging	$120.00	120.00
Meals	$116.00	116.00
	TOTAL	$2492.00

GRANT OF SANITARY SEWER EASEMENT

THIS INDENTURE WITNESSETH THAT: SUMMIT BANK, an Indiana corporation and CENTENNIAL DEVELOPMENT CORPORATION, an Indiana not-for-profit corporation, both of Allen County, State of Indiana, hereinafter referred to as "GRANTOR", for and in consideration of One Dollar, receipt of which is hereby acknowledged, does hereby grant, quit-claim, and convey to the CITY OF FORT WAYNE, hereinunder referred to as "GRANTEE", a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct, and remove a sanitary sewer line, over, under and across the following described real property, located in Allen County, State of Indiana, to-wit:

PERMANENT SANITARY SEWER EASEMENT DESCRIPTION

A 20-foot easement for an existing sanitary sewer over, under, and across the W1/2, NE1/4, section 33, T31N, R12E, 2nd P.M., Allen County, Indiana, the center line of the easement being described as follows:

Commencing at the northwest corner of Westwood Valley, Section I (Plat Book 42, pages 65-69, and Document No. 79-01278, Office of the Allen County Recorder); thence N00° 03'31"E (assumed bearing from Westwood Valley, Section I) along the west line of the W1/2 of said NE1/4 a distance of 100.4 feet to the intersection of said west line with an existing 27-inch sanitary sewer and being the point of beginning; thence N61°11'16"E a distance of 409.7 feet to an existing sanitary sewer manhole; thence N54°59'05"E a distance of 484.7 feet to an existing sanitary sewer manhole; thence N55°45'33"E a distance of 328.3 feet to an existing sanitary sewer manhole; thence N56° 09'27"E a distance of 161.7 feet to an existing sanitary sewer manhole; thence S79°48'20"E a distance of 98.7 feet to the north line of Westwood Valley, Section I, said point being a distance of 77.5 feet, S56° 20'07"W along the north line of Westwood Valley, Section I of the northeast corner of said Westwood Valley, Section I.

The sidelines of said 20-foot easement are extended or shortened to meet an angle points and to terminate at the north line of Westwood Valley, Section I, said line also being the center line (thalweg) of the Neuhaus Ditch.

ALSO

A 20-foot easement for an existing sanitary sewer over, under, and across the W1/2, NE1/4, section 33, T31N, R12E, 2nd P.M., Allen County, Indiana, the center line of the easement being described as follows:

Commencing at the northwest corner of Westwood Valley, Section I (Plat Book 42, pages 65-69, and Document No. 79-01278, Office of the Allen County Recorder); thence N00 °03'31"E (assumed bearing from Westwood Valley, Section I) along the west line of the W1/2 of said NE1/4 a distance of 100.4 feet to the intersection of said west line with an existing 27-inch sanitary sewer and being the point of beginning; thence N61° 11'16"E a distance of 409.7 feet to an existing sanitary sewer manhole; thence N35°50'00"W a distance of 518.3 feet to an existing sanitary sewer manhole; thence S80°40'14"W a distance of 55.7 feet to the west line of the W1/2, NE1/4 of said section 33, said point being a distance of 709.0 feet, N00°03'31"E along the west line the W1/2, NE1/4 of said section 33 of the northwest corner of Westwood Valley, Section I.

The side lines of said 20-foot easement are extended or shortened to meet at angle points and to terminate at the west line of the W1/2, NE1/4, section 33, T13N, R12E, Allen County, Indiana.

ALSO

A 20-foot easement for an existing sanitary sewer over, under, and across the W1/2, NE1/4, section 33, T31N, R12E, 2nd P.M., Allen County, Indiana, the center line of the easement being described as follows:

Commencing at the northwest corner of Westwood Valley, Section I (Plat Book 42, pages 65-69, and Document No. 79-01278, Office of the Allen County Recorder; thence N00° 03'31"E (assumed bearing from Westwood Valley, Section I) along the west line of the W1/2 of said NE1/4 a distance of 100.4 feet to the intersection of said west line with an existing 27-inch sanitary sewer and being the point of beginning; thence N61°11'16"E a distance of 409.7 feet to an existing sanitary sewer manhole; thence N54°59'05"E a distance of 484.7 feet to an existing sanitary sewer manhole; thence N55°45'33"E a distance of

328.3 feet to an existing sanitary sewer manhole; thence N34 57'20"W a distance of 27.2 feet to an existing sanitary sewer manhole; thence N00 37'50"E a distance of 240.6 feet to the north line of the sewer easement as described in Document No. 81-07591, Office of the Allen County Recorder.

The side lines of said 20-foot easement are extended or shortened to meet at angle points and to terminate at the north line of the sewer easement described in Document No. 81-07591, Office of the Allen County, Recorder.

"GRANTOR" certifies under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this deed.

EXECUTED THIS 17th DAY OF JANUARY, 1985.

SUMMIT BANK

By: J E Felts
James E. Felts, Vice President
and Assistant Secretary

By: Ellen M Reinhart
Ellen M. Reinhart, Assistant Cashier

CENTENNIAL DEVELOPMENT CORPORATION

By: Paul W Seitz
Paul W. Seitz, President

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State, personally appeared this 17th day of January, 1985, the within named James E. Felts and Ellen M. Reinhart, known by me to be the Vice President and Assistant Secretary and Assistant Cashier respectively of Summit Bank, who acknowledged their execution of the foregoing Grant of Easement to be their voluntary act and deed as said officials and for and on behalf of said Summit Bank for the uses and purposes therein set forth. IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal this 17th day of January, 1985.

Laura J. Lahrman
Laura J. Lahrman Notary Public
Resident of Allen County, Indiana

My Commission Expires:
September 17, 1986

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State, personally appeared this 17th day of January, 1985, the within named Paul W. Seitz, President of Centennial Development Corporation, an Indiana corporation, who acknowledged his execution of the foregoing Grant of Easement to be his voluntary act and deed as said President and for and on behalf of said Centennial Development Corporation for the uses and purposes therein set forth. IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal this 17th day of January, 1985.

Betty J. Mitchell
Betty J. Mitchell, Notary Public
Resident of Allen County, Indiana

My Commission Expires:

May 5, 1985

This instrument prepared by :
Bruce A. Franke, R.L.S.
Stoody-Franke-Associates

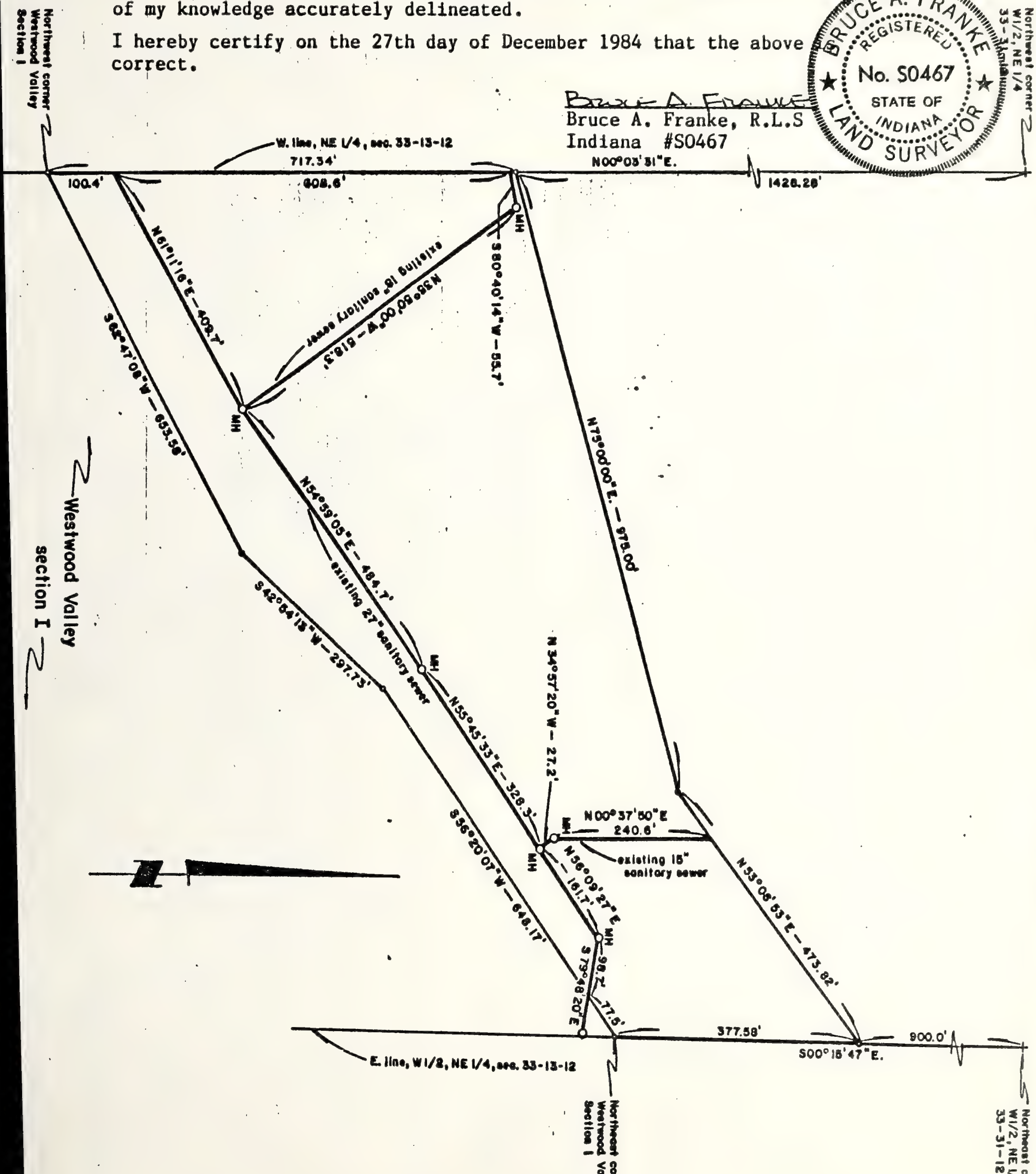
EXHIBIT 'A'

The undersigned Land Surveyor, registered under the Laws of the State of Indiana, hereby certifies that the attached sanitary sewer easement descriptions and the below drawing are inconformity with the records on file in the Office of the Recorder of Allen County, Indiana and to the best of my knowledge accurately delineated.

I hereby certify on the 27th day of December 1984 that the above is correct.

Bruce A. Franke
Bruce A. Franke, R.L.S
Indiana #S0467

Bruce A. Franke
No. S0467


Northwest corner Westwood Valley Section I
Northwest corner W1/2, NE 1/4 33-31-12
W. line, NE 1/4, sec. 33-13-12
717.34'
N00°03'31"E.
1428.28'
100.4'
608.6'
MH
N61°11'16"E — 409.7'
S65°47'08"W — 653.58'
existing 18" sanitary sewer
N39°50'00"W — 518.3'
S80°40'14"W — 55.7'
N73°00'00"E. — 975.00'
Westwood Valley section I
N54°59'05"E — 484.7'
existing 27" sanitary sewer
S42°54'18"W — 297.73'
N55°45'33"E — 328.3'
N 34°57'20"W — 27.2'
N00°37'50"E
240.6'
existing 15" sanitary sewer
N56°09'27"E — 161.7'
S56°20'07"W — 648.17'
N53°08'53"E — 473.82'
98.7'
S79°48'20"E
77.5'
377.58'
900.0'
S00°18'47"E.
E. line, W1/2, NE 1/4, sec. 33-13-12
Northeast corner Westwood Valley Section I
Northeast corner W1/2, NE 1/4 33-31-12

This instrument prepared by:
Bruce A. Franke, R.L.S.
Stoody•Franke•Associates

HI
74-167-17
1/9/85

RESOLUTIONS OF THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF FORT WAYNE, INDIANA

COMES NOW, Helen V. Gochenour, who states that she is Clerk of and to the Board of Public Works and Safety and that the following are true and correct resolutions passed by the Board at a regular meeting thereof on the 9th day of January, 1985, to-wit:

WHEREAS, the City regulates and/or licenses taxicab business in this community pursuant to the City's ordinance dealing with this subject;

WHEREAS, Red Carpet Cab Company has made application to the Board for a renewal of Red Carpet Cab Company's taxi permit;

WHEREAS, Fort Wayne Limousine, Inc. has also filed for a taxi permit;

WHEREAS, such applications, as filed with this Board, merit study, analysis, and public comment;

BE IT RESOLVED that the Board shall take such application requests under advisement so that a public hearing on such matters may be held;

BE IT RESOLVED that the Board of Public Works and Safety shall advertise for a public hearing or hearings and cause a public hearing to be held so that community input may be obtained with respect to the applications and the regulation of taxicabs in general; and

WHEREAS, existing permit holders may continue to operate until a final decision is made by this Board at a public hearing.

HI 74-167-11

MAIN SEWER IMPROVEMENT RESOLUTION

11/23/85

NO. 408 1985

Phase I thru Phase V

Resolved by the Board of Public Works and Safety of the City of Fort Wayne, Indiana, that the construction of a main sanitary sewer, force main and pumping station which from its size and character is not only intended and adapted for use by property holders whose property abuts along the line of said sewer, but is also intended and adapted for receiving sanitary sewage from collateral drains already constructed or which hereafter may be constructed, be and the same is hereby ordered.

PHASE I: Beginning at a proposed manhole, being a part of this construction phase, on an existing 30 inch sanitary sewer located 220± L.F. East and 35± L.F. North of the centerline intersection of Ardmore Avenue and Lower Huntington Road; thence Westerly along Lower Huntington Road a distance of 2,475± L.F. to a proposed manhole structure which will be a part of Phase II of this resolution and located 6± L.F. North and 230± L.F. East of the centerline intersection of Orchard Ridge Drive and Lower Huntington Road.

Said main shall be an 18 inch diameter, sanitary high relief gravity sewer.

PHASE II: Beginning at a proposed manhole, being a part of this construction phase and the terminus of Phase I, located 6± L.F. North and 230± L.F. East of the centerline intersection of Orchard Ridge Drive and Lower Huntington Road; thence Westerly along Lower Huntington Road with a 21 inch diameter sewer 5,275± L.F. to a proposed manhole ; thence continuing Westerly along Lower Huntington Road with an 18 inch diameter sewer 3,313± L.F. to a proposed manhole which will be a part of this Phase II of this resolution and located 12± L.F. South and 6± L.F. East of the centerline intersection of Coverdale Road and Lower Huntington Road.

Said main to be an 18 inch and 21 inch diameter gravity sanitary sewer.

PHASE III: Beginning at a proposed manhole, being a part of Phase II of this resolution and located 12± L.F. South and 6± L.F. East of the centerline intersection of Coverdale Road and Lower Huntington Road; thence Southerly along and within the right of way of Coverdale Road 5,795± L.F. to the connection point of Phase V and a 45 degree bend being a part of this Phase III Resolution and located 85± L.F. South and 50± L.F. East of the centerline of the bridge structure on Coverdale over the Robinson-Brindel Drain.

Said main shall be a 14 inch diameter sanitary sewage force main.

PHASE IV: Beginning at the connection point with Phase V of this resolution and located 150± L.F. South and 45 ± L.F. East of the centerline of the bridge structure on Coverdale Road over the Robinson-Brindel Drain (said structure being 2,832± L.F. South of the centerline intersection fo Dalman Road); thence Southerly along Coverdale Road 6,838± L.F. to a proposed manhole to be constructed by Phase VI of Resolution 407-85 and located 30± L.F. East of the centerline intersection of Coverdale Road and Indianapolis Road (Old S. R. 3).

Said main shall be a 36 inch diameter gravity sanitary sewer and a siphon structure.

PHASE V: A sanitary sewage pumping station to interconnect Phase III and Phase IV of this resolution, the centerline of said pump station being located 50± L.F. East and 122± L.F. South of the centerline of the bridge structure on Coverdale Road over the Robinson-Brindel Drain.

Pump station to have a maximum capacity of 4.0 M.G.D.

This Phase V Contract Division to be bid at a later date.

The above mains and pump station along with all their appurtenances shall be constructed in accordance with the plans, profiles and specifications now on file in the office of the Department of Public Works and Safety of said City and shall be used for Sanitary sewer purposes only.

All work done in the making of the aforementioned public improvement shall be in accordance with the terms and conditions of the resolution aforementioned and the plans, profiles and specifications now on file in the office of the Board of Public Works and Safety of said City.

IN WITNESS WHEREOF, these Resolutions have been passed this 9th day of January, 1985.

BOARD OF PUBLIC WORKS AND SAFETY

Helen V. Gochenour
Helen V. Gochenour, Clerk

David J. Kiest
David J. Kiester
Director of Public Works

Cosette R.
Cosette R. Simon
Director of Administration & Finance

Lawrence D. Consalvos
Lawrence D. Consalvos
Director of Public Safety

The total cost of said sewer improvement shall be paid by funds from the State and City governmental agencies. The City monies will be appropriated from the Sewer Utility Fund of City Utilities. A portion of these monies will be repaid to City Utilities through the adoption, by the Board of Public Works and Safety of a resolution which will establish for each directly benefitted property owner their respective pro-rata share tap-in fee for said sewer improvement. This resolution shall also include an area connection fee as established, by the Board of Public Works and Safety for those property owners benefitted by said sewer improvement resolution. After a period of time the Board of Public Works and Safety reserves the right to adjust said area connection fees.

Pursuant to I.C. 36-9-23-1 thru 36-9-23-36, any and all property owners owning property outside the corporate limits of the City of Fort Wayne utilizing the sanitary sewer constructed by authority of this resolution does release his or their right to remonstrate against pending or future annexation by the City of Fort Wayne.

ADOPTED this 9th day of January, 1985.

BOARD OF PUBLIC WORKS AND SAFETY

By: David J Kiester
David J. Kiester,
Director of Public Works

By: Cosette R. Simon
Cosette R. Simon,
Director of Administration & Finance

By: Lawrence D Consalvos
Lawrence D. Consalvos
Director of Public Safety

ATTEST: Helen Gochenour
Helen Gochenour, Clerk

APPROVED as to form and legality:

R Snouffer
Richard I. Snouffer ASSOCIATE CITY ATTORNEY
Associate City Attorney

This instrument prepared by:
C. Duane Embury, P.E., Chief
Water Pollution Control Engineer
CITY OF FORT WAYNE

74-165-8
1/2/85

RELEASE OF SANITARY SEWER EASEMENT

The Board of Public Works & SAfety of the City of Fort Wayne, Indiana on the 15th day of April, 191, entered into an AGREEMENT with WESTWOOD DEVELOPMENT, INC., and FORT WAYNE NATIONAL BANK and TRUSTS COMPANY, as Trustee of Highland View Liquidating Trust, for a sanitary sewer easement over, under and across a part of the West ½, NE¼, Section 33, Township 31 North, Range 12 East, 2nd P.M., Allen County, Indiana and north of Westwood Valley, Section I (Part Book 42, pages 65-69 and Document No. 79-01278, Office of the Allen County Recorder).

The Board of Public Works & Safety of the City of Fort Wayne, Indiana, now releases to SUMMIT BANK and CENTENNIAL DEVELOPMENT CORPORATION, an Indiana not-for-profit corporation, of Allen County, Indiana; both Successors in title to WESTWOOD DEVELOPMENT, INC., and FORT WAYNE NATIONAL BANK and TRUST COMPANY, the following described sanitary sewer easement which was adopted on the 15th day of April, 1981, as recorded in Document NO. 81-07591, in the Office of the Allen County Recorder.

Beginning at the Northeast corner of the West Half of the Northeast Quarter of Section 33, Township 31 North, Range 12 East, Allen County, Indiana; thence, South 00 degrees 15 minutes 47 seconds East along the East line of said West Half 900 feet to the POINT OF BEGINNING; thence South 00 degrees 15 minutes 47 seconds East along the East line of said West Half, 377.58 feet to the centerline of the Neuhaus Ditch, and the Northeast corner of Westwood Valley Section I; thence, along the centerline of said ditch and the North line of said subdivision with the following course; South 56 degrees 20 minutes 07 seconds West, 448.17 feet; South 42 degrees 54 minutes 13 seconds West 297.73 feet; South 62 degrees 47 minutes 0-8 seconds West 653.58 feet to the West line of said Northeast Quarter; thence North 00 degrees 03 minutes 31 seconds East along said West line 717.34 feet; thence, North 75 degrees 00 minutes 00 seconds East 975.00 feet; thence, North 53 degrees 08 minutes 53 seconds East 473.82 feet ot the POINT OF BEGINNING.

ADOPTED this 2nd day of January, 1985.

Board of Public Works & Safety

David J Kiel

David J. Kiester, Director

Cosette R. Simon, Director

Lawrence D. Consalvos

Lawrence D. Consalvos, Director

ATTEST:

Helen Gochenour

Helen Gochenour, Clerk

This instrument prepared by:
Bruce A. Franke, R.L.S.
Stoody-Franke-Associates

74-165-9
1/3 85

TRAFFIC ENGINEERING SERVICE AGREEMENT

AGREEMENT, made and entered into on January 1, 1985, by and between the City of Fort Wayne, Indiana, Traffic Engineering Department, acting by and through its' Board of Public Works and Safety, and with the approval of its' Common Council, hereinafter referred to as the City and Allen County, Indiana acting by and through its' Board of Commissioners, hereinafter referred to as the County, WITNESSETH:

WHEREAS, for the sake of uniformity and consistent levels of safety as well as provision for men and equipment necessary for pavement marking on a County wide basis; now therefore, in consideration of the premises and the covenants and promises herein contained, it is agreed as follows:

a. The City, through its' Traffic Engineering Department will furnish the following services if requested by the Allen County Board of Commissioners or their authorized representatives:

1) Specifications for purchase of all traffic paint, traffic road beads and related materials. County Officials shall have the whole responsibility for actual purchase of materials.

2) Provide total supervision for application of pavement markings and crosswalks.

b. County agrees:

1) To pay directly to the City General Fund Account, authorized costs based on time and equipment used for services rendered.

2) To pay the sum of $98.00 per road mile, to be applied by the City from supplies furnished by the County.

3) To pay for crosswalks to be applied by the City the sum of $30.00 for the first walk and $10.00 for each additional walk in the same general location.

c. This Agreement shall be in full force and effect during the calendar year of 1985.

GRANT OF SANITARY SEWER EASEMENT

THIS INDENTURE WITNESSETH THAT: SUMMIT BANK and CENTENNIAL DEVELOPMENT CORPORATION, an Indiana not-for-profit corporation, both of Allen County, State of Indiana, hereinafter referred to as "GRANTOR", for and in consideration of One Dollar, receipt of which is hereby acknowledged, does hereby grant, quit-claim, and convey to the CITY OF FORT WAYNE, hereinunder referred to as "GRANTEE", a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct, and remove a sanitary sewer line, over, under, and across the following described real property, located in Allen County, State of Indiana, to-wit:

PERMANENT SANITARY SEWER EASEMENT DESCRIPTION

A 20-foot easement for an existing sanitary sewer over, under, and across the W½, NE¼, section 33, T31N, R12E, 2nd P.M., Allen County, Indiana, the center line of the easement being described as follows:

Commencing at the northwest corner of Westwood Valley, Section I (Plat Book 42, pages 65-69, and Document No. 79-01278, Office of the Allen County Recorder); thence N00°03'31"E (assumed bearing from Westwood Valley, Section I) along the west line of the W½ of said NE¼ a distance of 100.4 feet to the intersection of said west line with an existing 27-inch sanitary sewer and being the point of beginning; thence N61°11'16"E a distance of 409.7 feet to an existing sanitary sewer manhole; thence N54°59'05"E a distance of 484.7 feet to an existing sanitary sewer manhole; thence N55°45'33"E a distance of 328.3 feet to an existing sanitary sewer manhole; thence N56°09'27"E a distance of 161.7 feet to an existing sanitary sewer manhole; thence S79°48'20"E a distance of 98.7 feet to the north line of Westwood Valley, Section I, said point being a distance of 77.5 feet, S56°20'07"W along the north line of Westwood Valley, Section I of the northeast corner of said Westwood Valley, Section I.

The sidelines of said 20-foot easement are extended or shortened to meet at angle points and to terminate at the north line of Westwood Valley, Section I, said line also being the center line (thalweg) of the Neuhaus Ditch.

ALSO

A 20-foot easement for an existing sanitary sewer over, under, and across the W½, NE¼, section 33, T31N, R12E, 2nd P.M., Allen County, Indiana, the center line of the easement being described as follows:

Commencing at the northwest corner of Westwood Valley, Section I (Plat Book 42, pages 65-69, and Document No. 79-01278, Office of the Allen County Recorder); thence N00°03'31"E (assumed bearing from Westwood Valley, Section I) along the west line of the W½ of said NE¼ a distance of 100.4 feet to the intersection of said west line with an existing 27-inch sanitary sewer and being the point of beginning; thence N61°11'16"E a distance of 409.7 feet to an existing sanitary sewer manhole; thence N35°50'00"W a distance of 518.3 feet to an existing sanitary sewer manhole; thence S80°40'14"W a distance of 55.7 feet to the west line of the W½, NE¼ of said section 33, said point being a distance of 709.0 feet, N00°03'31"E along the west line of the W½, NE¼ of said section 33 of the northwest corner of Westwood Valley, Section I.

The side lines of said 20-foot easement are extended or shortened to meet at angle points and to terminate at the west line of the W½, NE¼, section 33, T13N, R12E, Allen County, Indiana.

ALSO

A 20-foot easement for an existing sanitary sewer over, under, and across the W½, NE¼, section 33, T31N, R12E, 2nd P.M., Allen County, Indiana, the center line of the easement being described as follows:

Commencing at the northwest corner of Westwood Valley, Section I (Plat Book 42, pages 65-69, and Document No. 79-01278, Office of the Allen County Recorder); thence N00°03'31"E (assumed bearing from Westwood Valley, Section I) along the west line of the W½ of said NE¼ a distance of 100.4 feet to the intersection of said west line with an existing 27-inch sanitary sewer and being the point of beginning; thence N61°11'16"E a distance of 409.7 feet to an existing sanitary sewer manhole; thence N54°59'05"E a distance of 484.7 feet to an existing sanitary sewer manhole; thence N55°45'33"E a distance of 328.3 feet to an existing sanitary sewer manhole; thence N34°57'20"W a distance of 27.2 feet to an existing sanitary sewer manhole; thence N00°37'50"E a distance of 240.6 feet to the north line of the sewer easement as described in Document No. 81-07591, Office of the Allen County Recorder.

IN WITNESS WHEREOF, the parties have caused their names and seals to be affixed hereto on the day and year first written above.

THE BOARD OF PUBLIC WORKS AND SAFETY OF THE
CITY OF FORT WAYNE

David J. Kiest
David Kiester, Chairman

Lawrence Consalvos
Lawrence Consalvos, Member

Cosette R. Simon
Cosette Simon, Member

THE BOARD OF COMMISSIONERS OF THE
COUNTY OF ALLEN

Jack E Worthman
Jack Worthman, Secretary

Richard M Ellenwood
Richard M. Ellenwood, Vice President

ATTEST:

Richard M Regedanz
Richard Regendanz, President

Gloria J. Goeglein
Gloria J. Goeglein
Allen County Auditor

The side lines of said 20-foot easement are extended or shortened to meet at angle points and to terminate at the north line of the sewer easement described in Document No. 81-07591, Office of the Allen County Recorder.

"GRANTOR" certifies under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this deed.

EXECUTED THIS 14TH DAY OF DECEMBER, 1984.

SUMMIT BANK

BY: J E Felts
James E. Felts, Vice President

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared James E. Felts, who acknowledged the execution of the foregoing GRANT OF SANITARY SEWER EASEMENT, as and for voluntary WITNESS my hand and notarial seal this 14TH day of DECEMBER, 1984.

Juanita M Hake
JUANITA M. HAKE, Notary Public
Resident of ALLEN County, IN.

My Commission Expires:

8-22-87

CENTENNIAL DEVELOPMENT CORPORATION

BY: Paul W Seitz, Pres.
PAUL W. SEITZ

BY:

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared Paul W. Seitz who acknowledged the execution of the foregoing GRANT OF SANITARY SEWER EASEMENT, as and for voluntary WITNESS my hand and notarial seal this 19th day of December, 1984.

Betty J. Mitchell
Betty J. Mitchell, Notary Public
Resident of Allen County, IN.

My Commission Expires:

May 5, 1985

This instrument prepared by:
Bruce A. Franke, R.L.S.
Stoody•Franke•Associates

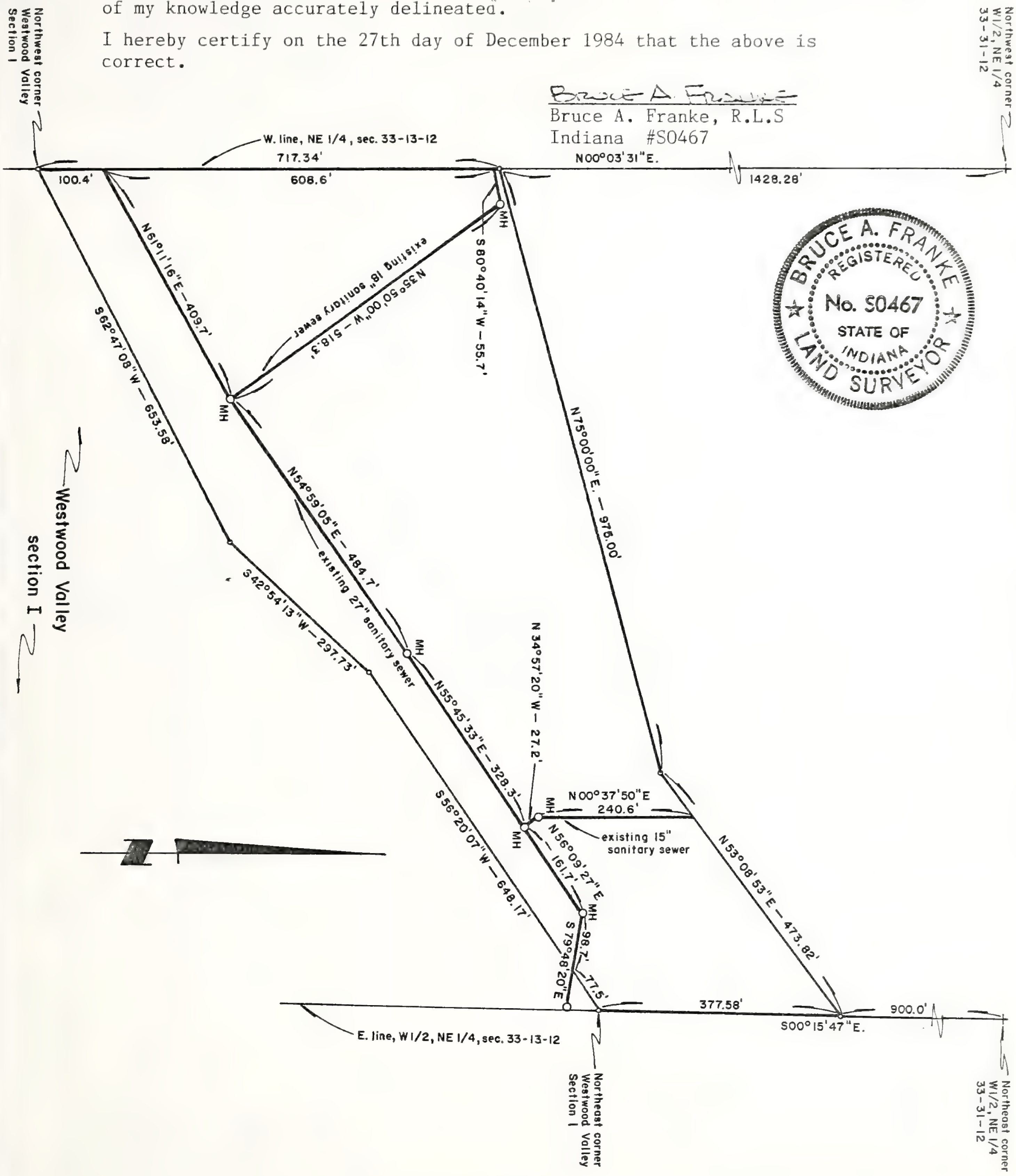
EXHIBIT 'A'

The undersigned Land Surveyor, registered under the Laws of the State of Indiana, hereby certifies that the attached sanitary sewer easement descriptions and the below drawing are inconformity with the records on file in the Office of the Recorder of Allen County, Indiana and to the best of my knowledge accurately delineated.

I hereby certify on the 27th day of December 1984 that the above is correct.

Bruce A. Franke
Bruce A. Franke, R.L.S
Indiana #S0467

No. S0467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S00°15'47"E.
E. line, W1/2, NE 1/4, sec. 33-13-12
Northeast corner Westwood Valley Section I
Northeast corner W1/2, NE 1/4 33-31-12

This instrument prepared by:
Bruce A. Franke, R.L.S.
Stoody·Franke·Associates

HI
74-157-1
12-18-84

AGREEMENT

This is an agreement between THE CITY OF FORT WAYNE, INDIANA, by and through its BOARD OF PUBLIC WORKS AND SAFETY ("City") and CITIZENS CABLE COMMUNICATIONS, INC., an Indiana corporation ("Citizens"). Pursuant to discussions, Citizens has requested and City has granted certain approvals and resolutions regarding the acquisition by Citizens of the stock of Cox Cable of Fort Wayne, Inc. ("CCFW") formerly owned by Cox Cable Communications, Inc., and in consideration therefor, and for other valuable consideration, the receipt whereof is hereby acknowledged, the parties have agreed as follows:

1. Citizens now owns 20% of the stock of CCFW and will acquire the other 80% of such stock from Cox Cable Communications, Inc. Upon the completion of such acquisition by Citizens, the agreements contained herein shall be effective and binding upon the parties.

2. Reference is made to the cable television franchise (the "Franchise") granted by the City to CCFW pursuant to an ordinance providing for the establishment of a cable communications system in the City of Fort Wayne, General Ordinance No. G-27-77 (the "Ordinance"), and a contract dated August 16, 1978. The parties agree that the franchise fee payable to City under the Ordinance and Franchise, and more specifically as set forth in Part VIII of the Ordinance, will be changed as follows:

a) Effective July 1, 1985, the franchise fee will be changed from 3% to 4%;

b) Effective July 1, 1986, the franchise fee shall be changed to 5%;

The franchise fee shall thereafter be 5% throughout the remaining period of the Franchise.

2. Citizens agrees that City will be paid the franchise fee as provided in the Ordinance as to areas which have been annexed by City subsequent to the Ordinance, or which may hereafter be annexed by the City.

3. Citizens, by way of its corporate commitment, agrees to abide by all of the terms and conditions of the Franchise and Ordinance and all documentation related thereto. Not by way of limitation, Citizens recognizes and agrees that financial support for local programming, access, and program development is the responsibility of the franchisee and not the responsibility of the City.

4. Citizens agrees that it will furnish written reports to City on a quarterly basis regarding matters pertaining to the Franchise and operation of the cable television system as required by the Ordinance. Without limitation, these reports shall cover any matter that City has specifically indicated for discussion. In addition, Citizens and its representatives agree

HI 94-160-24
12-19-84

STATE OF INDIANA)
) SS: AFFIDAVIT
COUNTY OF ALLEN)

IN RE: Part of Lot Number 12, together with Lot Number 13 and together with part of Lot Number 14 all in Runge's Subdivision as recorded in Plat Book 17, page 119, in the Office of the Recorder of Allen County, Indiana, also together with part of the East Half of the Southeast Quarter of Section 17, Township 31 North, Range 12 East, Allen County, Indiana all being more particularly described as follows, to-wit:

Beginning at the Southwest corner of said Lot Number 12; thence North 00 degrees 29 minutes West (recorded North 00 degrees 37 minutes), (bearings in this description are based on a record bearing of North 90 degrees 00 minutes West for the South line of the Southeast Quarter of said Section 17), on and along the West line of said Lot Number 12, a distance of 25.0 feet to a point situated South 00 degrees 29 minutes East, a distance of 150.0 feet from the Northwest corner of said Lot Number 12; thence North 89 degrees 31 minutes East (recorded North 89 degrees 23 minutes East) and parallel to the North line of said Lot Number 12, a distance of 139.0 feet; thence North 00 degrees 29 minutes West (recorded North 00 degrees 37 minutes West) and parallel to the West line of said Lot Number 12, a distance of 150.0 feet to a point on the North line of said Lot Number 12; thence South 89 degrees 31 minutes West (recorded South 89 degrees 23 minutes West) on and along the North line of said Lot Number 12 also being the South line of said Lot Number 13, a distance of 139.0 feet to the Southwest corner of said Lot Number 13; thence North 00 degrees 29 minutes West (recorded North 00 degrees 37 minutes West), on and along the West line of said Lot Number 13, a distance of 175.0 feet to the Northwest corner of said Lot Number 13, also being the Southwest corner of said Lot Number 14; thence North 89 degrees 31 minutes East (recorded North 89 degrees 23 minutes East), on and along the North line of said Lot Number 13, also being the South line of said Lot Number 14, a distance of 139.0 feet; thence North 00 degrees 29 minutes West (recorded North 00 degrees 37 minutes West) and parallel to the West line of said Lot Number 14, a distance of 155.0 feet; thence South 54 degrees 22 minutes East, a distance of 20.0 feet to the Southwest corner of Lot Number 14, in Edgewood Industrial Park, Block "A", as recorded in Plat Book 34, pages 26-28, in the Office of the Recorder of Allen County, Indiana; thence South 52 degrees 55 minutes 30 seconds East, on and along the Southerly line of Lot Number 14 in said Edgewood Industrial Park, a distance of 355.49 feet to the Southeast corner of said Lot Number 14, also being the Northwest corner of Lot Number 17 in said Edgewood Industrial Park, Block "A"; thence South 53 degrees 35 minutes East, on and along a Southwesterly line of said Lot Number 17, a distance of 443.4 feet to the most Northwesterly corner of Lot Number 9 in said Runge's Subdivision; thence South 87 degrees 27 minutes West, on and along the North line of Lots Number 9 and Number 8 in said Runge's Subdivision, a distance of 157.42 feet; thence South 88 degrees 44 minutes West, on and along the North line of Lot Number 7 in said Runge's Subdivision, a distance of 90.02 feet; thence South 87 degrees 46 minutes West, on and along the North line of Lot Number 6 in said Runge's Subdivision, a distance of 90.07 feet; thence South 87 degrees 08 minutes West, on and along the North line of Lot Number 5 in said Runge's Subdivision, a distance of 90.11 feet; thence South 90 degrees 00 minutes West, on and along the North line of Lots Numbered 4, 3, 2 and 1 in said Runge's Subdivision, a distance of 364.09 feet to the point of beginning, containing 4.456 acres of land.

to meet from time to time upon reasonable notice with representatives of City for the purpose of discussing any matters relative to the Franchise or the cable television system.

5. Citizens will cooperate with City in executing or delivering any additional documents, agreements, or information requested by City in connection with the foregoing, and will cooperate with City to the extent that any amendment to the Franchise or Ordinance may be deemed necessary or appropriate by City, or any new ordinance may be deemed necessary or appropriate by City, to carry out the terms of this Agreement.

6. This Agreement shall be binding upon the parties, their subsidiaries, successors and assigns. This Agreement shall be construed in accordance with the laws of the State of Indiana.

DATED: December 18, 1984.

CITY OF FORT WAYNE
BY AND THROUGH ITS BOARD OF
PUBLIC WORKS AND SAFETY

David J. Kiel, Member

Cosette R. , Member

Lawrence D. , Member

CITIZENS CABLE COMMUNICATIONS, INC.

By ______________________
John F. Bonsib, President

The undersigned comprise the Board of Works of the City of Fort Wayne, Indiana.

1. Pursuant to a certain contract dated September 15, 1982, the City of Fort Wayne acquired the sewage treatment lines serving the Edgewood Park and Edgewood Meadows areas. After acquisition of said facilities, the City of Fort Wayne connected the sewage treatment lines in said areas to the sanitary sewage system of the City of Fort Wayne.

2. The City of Fort Wayne did not purchase the above-captioned real estate wherein the Edgewood Park sewage treatment plant was previously located.

3. The City of Fort Wayne will serve the Edgewood Park and Edgewood Meadows areas through the sewage treatment facilities of the City of Fort Wayne.

Further affiant saith not.

David J. Kiest

Lawrence D. Consalvos

____

BOARD OF WORKS OF THE CITY OF FORT WAYNE, INDIANA

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, on this 12th day of December, 1984, personally appeared David J. Kiester, Lawrence D. Consalvos and ______________________, comprising the Board of Works of the City of Fort Wayne, Indiana, and each acknowledged the execution of the foregoing instrument on behalf of said Board of Works of the City of Fort Wayne, Indiana.

Diane K. Gladieux
Notary Public

My Commission Expires:

____

County of Residence:

DIANE K GLADIEUX
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES FEB 8,1988
ISSUED THRU INDIANA NOTARY ASSOC.

HI
74-157-1
12-18-84

RESOLUTIONS OF THE BOARD OF PUBLIC WORKS AND SAFETY

WHEREAS, a cable television franchise was granted by the Common Council of the City of Fort Wayne to Cox Cable of Fort Wayne, Inc. (formerly Citizens Cable of Fort Wayne, Inc.) under General Ordinance No. G-20-78; and

WHEREAS, Citizens Cable Communications, Inc. owns 20% of the stock of Cox Cable of Fort Wayne, Inc. and has agreed to acquire the remaining 80% of Cox Cable of Fort Wayne, Inc., presently owned by Cox Cable Communications, Inc.; and

WHEREAS, as a part of its financing arrangements, Citizens Cable Communications, Inc. will obtain a bank loan to finance the purchase of the 80% of Cox Cable of Fort Wayne, Inc.;

NOW, THEREFORE, it is resolved that the Board of Public Works and Safety of the City of Fort Wayne consents that Citizens Cable Communications, Inc. acquire the 80% of Cox Cable of Fort Wayne, Inc. owned by Cox Cable Communications, Inc., and that Citizens Cable Communications, Inc., may cause the stock of Cox Cable of Fort Wayne, Inc., and the Fort Wayne cable television franchise, to be pledged as collateral for a bank loan to be used by Citizens Cable Communications, Inc., for the purpose of acquiring the stock of Cox Cable of Fort Wayne, Inc; provided, that any person or company that may acquire the stock of Cox Cable of Fort Wayne, Inc., or the franchise, as a result of such pledge of collateral shall nonetheless be subject to all of the approval procedures and requirements as provided in the franchise ordinance, and all of the other obligations of that ordinance. All of the terms and conditions of the Fort Wayne cable television franchise and the contract awarding the franchise shall remain in full force and effect, and this consent shall not be construed to in any way diminish or modify the obligations and duties of the franchise holder, nor shall this consent in any way limit or diminish the rights of the City, as provided in the Communications System Ordinance #G-27-77, it being understood that the pledge referenced herein shall be subject and subordinate to the rights of the City.

Further, be it resolved that these resolutions and the consents herein given are subject to and conditioned upon the agreements between Citizens Cable Communications, Inc. and the Board of Public Works and Safety, as set forth in a separate written agreement of this date.

Be it further resolved, that the Board of Public Works and Safety is authorized to enter into the above referenced separate agreement with Citizens Cable Communications, Inc. of this date, a copy of which is attached.

Approved and adopted December 18, 1984.

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS AND SAFETY

David J. Kiel, Member

Cosette R. Simmons, Member

, Member

ATTEST:

Helen D. Gochenour, Clerk to the Board

HI
94-160-19
12-19-84

RESOLUTION 409-1984

"Spruce Drive Sanitary Sewer Extension"

RESOLVED by the Board of Public Works & Safety of the City of Fort Wayne, State of Indiana, that:

The construction of a local sewer, intended and adapted only, for use by the property holders, whose property abuts thereon, and, not intended or adapted for receiving sewage from collateral drains, be and the same is hereby ordered in and along the following described centerline:

> Beginning at an existing ma~~hole~~ located 20± LF North of and 5± LF West of the centerline intersection of Sandpoint Road and Spruce Lane; thence South at a distance of 565± LF to a proposed manhole "A" hereinafter referred to; thence West at a distance of 435± LF terminating at a proposed manhole located 145± LF East of the centerline intersection of Spruce Drive and Ardmore Avenue.
>
> **ALSO:** Beginning at the aforementioned manhole "A"; thence East at a distance of 240± LF terminating at a proposed manhole located 245± LF East of the centerline intersection of Spruce Drive and Spruce Lane.
>
> **ALSO:** Beginning at an existing manhole located 250± LF North of and 15± LF West of the centerline intersection of Ardmore Avenue and Elmhurst Drive; thence North at a distance of 300± LF terminating at a proposed manhole located 220± South of and 15± LF West of the centerline intersection of Ardmore Avenue and Spruce Drive.

Said Sewer shall be 10" and 12" in diameter.

And, said sewer with all its appurtenances shall be constructed in accordance with the plans, profiles and specifications now on file in the Department of the **Board of Public Works & Safety** of said City.

The cost of said sanitary sewer improvement shall be paid and shared by City of Fort Wayne Sewer Utility and also by benefited property owners.

The property holders share of said improvement shall be apportioned against and paid by said property holders benefited by said improvement, all according to the method and manner provided for in the Acts of the General Assembly of the State of Indiana, Indiana Code, Title 36, Act 36-9-19-32 and Acts 36-9-20-1 through 36-9-20-19 effective 1 September 1981, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments with interest at the rate set by the **Board of Public Works & Safety,** per annum, and shall be financed by the Barrett Law Revolving Improvement Fund as provided for the in the above-entitled acts. All proceedings and any work done in said sewer improvement assessment of property, collection of assessments and issuance of bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

Board of Public Works & Safety

David J. Kiester
David J. Kiester, Director

Cosette R. Simon
Cosette R. Simon, Director

Lawrence D. Consalvos, Director

ADOPTED THIS 19 DAY OF Dec., 1984

ATTEST:

Helen Gochenour
Helen Gochenour, Clerk

APPROVED as to form and legality:

Richard I. Snouffer, Associate City Attorney

This instrument prepared by:
C. Duane Embury, P.E., Chief
Water Pollution Control Engineer
CITY OF FORT WAYNE

AI 74-159-B
12-19-84

RESOLUTIONS OF THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF FORT WAYNE, INDIANA

COME NOW, all of the Members of the Board of Public Works and Safety of the City of Fort Wayne, Indiana, and at a duly called meeting of said Board, do hereby pass the following Resolutions:

WHEREAS, the Board has been negotiating with Magnavox Government and Industrial Electronics Co., with respect to Magnavox's desire to utilize the City's rights-of-way;

WHEREAS, Magnavox's intended use of the City's rights-of-way involves costs to the City, including but not limited to: costs of the City's Street Light Engineering and Street Maintenance Departments; administrative and maintenance costs from the Board of Public Works and Safety; costs emanating from the Controller's Office for administration; costs to the City's Telecommunications Department;

WHEREAS, the Board has the authority to charge a "user" for use of the City's rights-of-way; and

WHEREAS, the Board of Public Works and Safety and the Controller's Office have engaged in a cost study analysis associated with Magnavox's intended use.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

BE IT RESOLVED that the Board of Public Works and Safety does hereby grant unto Magnavox Government and Industrial Electronics Co., the description of said rights-of-way and the intended use is outlined on the attached specifications made a part hereof;

WHEREAS, the Board of Public Works and Safety does hereby adopt the sum of Six Thousand Seven Hundred Fifty-Seven and 50/100 Dollars ($6,757.50) as an annual fee to be charged to Magnavox for the use of such rights-of-way, said fee being based upon the administrative study and analysis as conducted by the City; and

WHEREAS, the Board of Public Works and Safety has been authorized and empowered to execute any and all documents to accomplish the above and foregoing.

IN WITNESS WHEREOF, this document has been signed this 19th day of December, 1984.

BOARD OF PUBLIC WORKS AND SAFETY

David J. Kiest

David J. Kiester
Director of Public Works

Cosette R. Simon

Cosette R. Simon
Director of Administration and Finance

ATTEST:

Helen V. Gochenour

Helen V. Gochenour, Clerk

Lawrence D. Consalvos
Director of Public Safety

74-146-13
11/21/84

AGREEMENT FOR SEWER EXTENSION

THIS AGREEMENT, made in duplicate this 19th day of November 1984, by and between DAVID GIRARDOT, JUDITH GIRARDOT, SHARON RECHT, CARL WANNEMACHER and JUDITH WANNEMACHER hereinafter referred to as "OWNERS" and the City of Fort Wayne, Indiana, an Indiana municipal corporation, hereinafter referred to as "CITY", WITNESSETH:

WHEREAS, the OWNERS desire to construct a local sanitary sewer described as follows:

> Commencing at an existing 8" sewer line at Southwest corner of Lot 36 in Centerhurst Addition Section III; thence Easterly approximately 210 feet along a 14 feet easement to Allenwood Drive; thence Southerly along Allenwood Drive a distance of approximately 328 feet terminating at a proposed manhole, said sewer to be 8" in diameter,

in accordance with plans, profiles, and specifications heretofore submitted to and approved by CITY and now on file in the Office of the Chief Engineer of the Water Polution Control Engineering Department of the CITY and known as the ALLENWOOD SANITARY SEWER EXTENSION - CENTERHURST ADDITION SEC.III as drawn by JOHN R. DONOVAN, P.E., under his Commission Number N/A dated October 25, 1984, which plans, profiles and specifications are by reference incorporated herein and made a part hereof, which sewer will serve not only land in which the OWNERS have an interest, but also the adjoining land areas and;

WHEREAS, the cost of construction of said sewer is represented to be $ 10,122 composed of $ 9,872 for construction cost, $ 250 for engineering services, $ 0 for legal fees and $ 0 for City Engineering and Inspection Fees.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. CONSTRUCTION OF SEWER

The OWNERS shall cause said sewer to be constructed and located in accordance with said plans, profiles and specifications, all approved by the CITY under private contract to let within sixty (60) days after requisite CITY approval. All work and materials shall be subject to inspection by and the right of the CITY to halt construction if there shall be noncompliance therein. Said sewer shall not be deemed completed and/or permanently connected in the Sewer system of the CITY until final acceptance by CITY. Upon acceptance by CITY, said Sewer shall become the property of CITY and CITY shall accept sewage therefrom, subject to such sewage service charges as may now or hereafter be regularly established by the CITY, and all further maintenance shall be borne by the CITY.

2. CONSTRUCTION COST

The OWNERS agree to pay the entire cost and expense of construction of said sewer, in cash, including the CITY engineering and inspection fees, and to hold the CITY harmless from any liability for claims connected therewith.

3. AREA OF OWNERS

Said sewer, when accepted by the CITY, will serve the following described real estate:

Lot 41, Lot 43 and Lot 44 in CENTERHURST ADDITION SEC.III.

As the OWNERS will pay for the cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by this Agreement against the above described real estate for the construction of said sewer by the present or future owner of said real estate except only as to such standard tap-in, inspection fees and monthly sewage treatment charges as are customarily charged by the CITY for connections to CITY sewer mains and treatment of sewage therefrom.

4. CHARGE AGAINST EXCESS AREA (Local Charge)

Said sewer, when constructed, will also serve the additional or excess area, Lot 42 in CENTERHURST ADDITION SEC.III, as shown on attached Exhibit "A". In the event any present or future owner of said described excess area shall at any time within fifteen (15) years after the date of this contract, desire to use said sewer or any extension thereof, whether by direct tap or through the extension or connection of lateral or local lines to service such land, CITY, through its duly constituted authorities, before permitting such use, shall require by contract or assessment, as may be appropriate, that such owner or owners of said excess area pay to CITY in addition to the cost of standard tap-in and inspection fees, and monthly sewage treatment charges as are customarily charged by CITY for connections to CITY sewer mains and treatment of sewage therefrom, the sum of $ 0.1252133 per square foot for the area served by each connection and use, which represents the pro rata share of cost of the extension of CITY sewer to said excess area. Schedule A showing properties in excess area subject to charge for construction and use of sewer as of this date is attached. The amount so collected by CITY shall be paid by CITY within sixty (60) days of the receipt thereof by CITY to OWNERS.

5. AREA CONNECTION CHARGE

An area connection charge of $700.00 per acre must be paid to CITY at the time of connection. This area connection charge is in addition to the local (cost of construction) charge as set forth above and represents the installation and oversizing cost expended by CITY for sewer lines known as the St. Joseph Service Area in Resolution No 74-22-04, recorded under document 84-8201.

6. BOND

This contract is subject to OWNERS furnishing a satisfactory Guaranty Bond for the value of the sewer which shall guarantee said sewer against defects for a period of one (1) year from the date of final acceptance of said sewer by the CITY.

7. LIMITATION ON USE

Said sewer shall be constructed for disposal of sanitary sewage only and neither the parties hereto, their successors, or assigns, or any future owners of any land serviced by said sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water runoff caused by natural precipitation or anything other than sanitary sewage or contaminated waste in accordance with City Municipal Code.

8. WAIVER OF RIGHT TO REMONSTRATE AGAINST ANNEXATION

The OWNERS, for himself, his successors in title and assigns, waive and release any and all rights which they may now or hereafter have to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by CITY of any territory now or hereafter owned by him, as described in Article 3 herein, or hereafter served by said sewer or any extension thereof. In further consideration and to induce CITY to execute and ratify this contract, said OWNERS, for himself, his successors and assigns, agrees by this contract to vest in CITY the permanent right at its discretion to annex to the City of Fort Wayne at any future time by duly authorized ordinance to the said real estate described in Article 3 herein. OWNERS further agree that any deeds, contracts or other instruments of conveyance made by the OWNERS, its successors or assigns transferring or conveying any interest in and to any of the real estate described in Article 3 herein, shall contain the waiver and release provisions contained in this article which provisions shall run with the land and the acceptance of the delivery of any such instruments from the OWNERS, his successors and assigns by any grantee, vendee, or contract purchaser, shall be made subject to the terms of this Agreement and shall constitute an acceptance of the foregoing provisions by said grantee, vendee, or contract purchaser, and their successors in title.

The OWNERS further agree to record an executed copy of this contract in the Allen County Recorder's Office within ten (10) days of its adoption. Any owner or owners of land which is now, or hereinafter located outside the corporate limits of CITY who connect into the sewer constructed hereunder shall be deemed to thereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by CITY of such land or of the territory in which it is located or of the area served by said sewer (I.C. 36-9-22-2, as added by Acts 1981, P.L., 309,395).

IN WITNESS WHEREOF, the parties have subscribed to this Agreement the day and year first above written.

OWNER OF LOT 41

Judith Wannemacher
Judith Wannemacher

Carl Wannemacher
Carl Wannemacher

OWNER OF LOT 43

Sharon Recht
Sharon Recht

OWNER OF LOT 44

Judith A. Girardot
Judith Girardot

David Girardot
David Girardot

CITY OF FORT WAYNE, INDIANA

By:
Winfield Moses,Jr., Mayor

BOARD OF PUBLIC WORKS AND SAFETY

By: David J. Kiester
David J. Kiester,
Director of Public Works

By: Cosette R. Simon
Cosette R. Simon
Director of Administation & Finance

By: Laurence D. Consalvos
Laurence D. Consalvos
Director of Safety

ATTEST:

APPROVED AS TO FORM AND LEGALITY:

ASSOCIATE CITY ATTORNEY

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Judith Wannemacher, Carl Wannemacher, Sharon Recht, Judith Girardot and David Girardot who acknowledged the execution of the foregoing Agreement for Sewer Extension as and for his/her voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 19th day of NOVEMBER, 1984.

Kathleen Peterson
Notary Public
Resident of Allen County,Indiana

Kathleen Peterson, Notary Public
Resident of Allen County, Indiana
My Commission Expires June 22, 1988

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Winfield Moses, Jr., Mayor, City of Fort Wayne, Indiana and David J. Kiester, Director of Public Works, and Cosette R. Simon, Director of Administration & Finance, and Laurence D. Consalvos, Director of Safety, members respectively of the Board of Public Works and Safety and acknowledged execution of the foregoing Agreement for Sewer Extension, as and for the uses and purposes therein contained.

WITNESS my hand and Notarial Seal this 21st day of November 1984.

L. Settimi McMahon
Notary Public
Resident of Allen County, Indiana

My Commission Expires:

L. SETTIMI McMAHON
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES MARCH 2, 1988
ISSUED THRU INDIANA NOTARY ASSOC.

This instrument prepared by
Carl Wannemacher
6126 Allenwood Drive

Schedule A

ALLENWOOD SANITARY SEWER EXTENSION - CENTERHURST ADDITION SEC.III

$10,122.00 ÷ 80,838 = $ 0.1252133

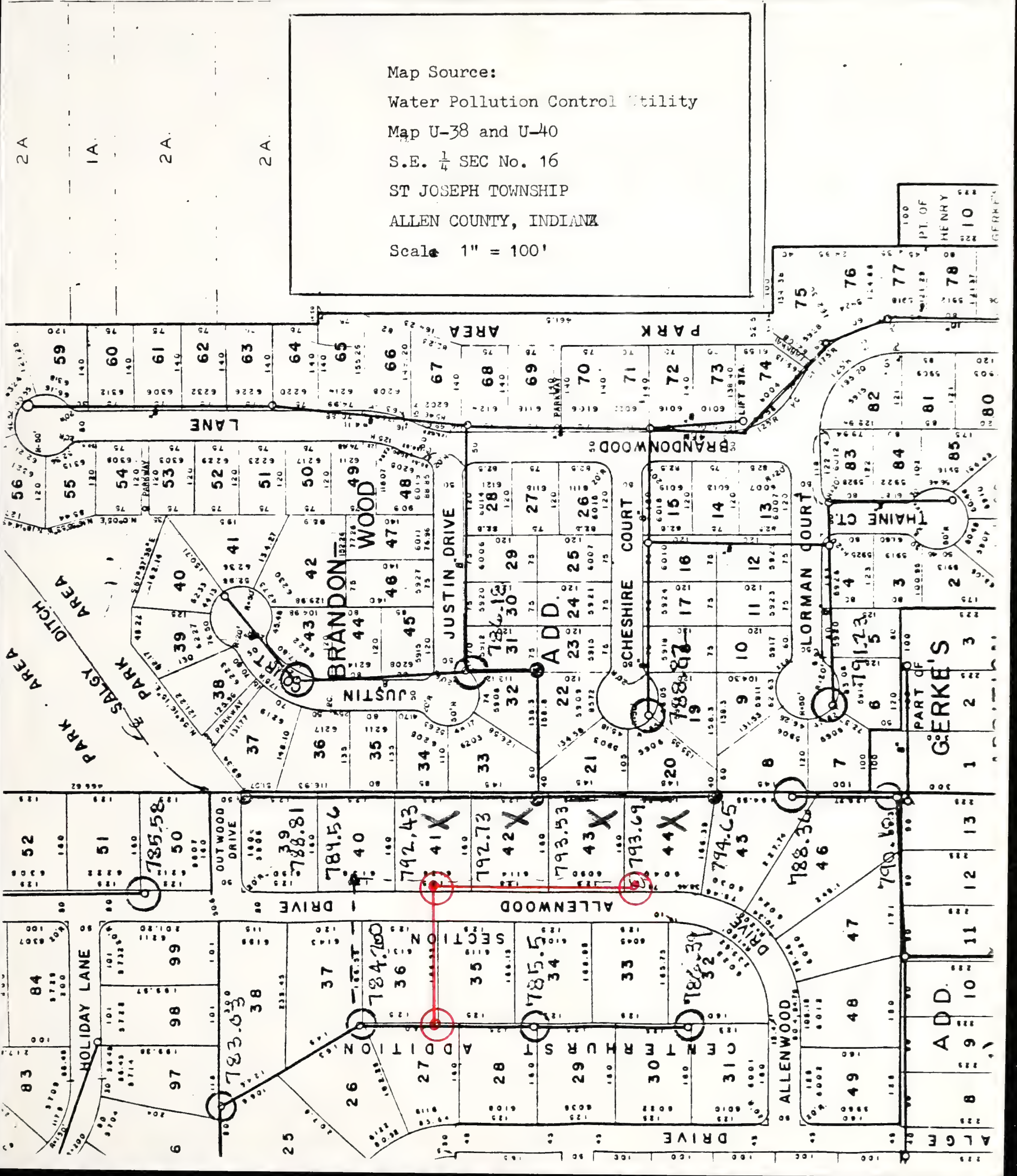
X 20,000 = $2,504.27
X 20,838 = $2,609,19

Properties subject to charge for construction and use of sewer as of this date.

$2,504.27	Lot 41	6126 Allenwood Drive	20,000 Sq. Ft.
$2,504.27	Lot 42	6114 Allenwood Drive	20,000 Sq. Ft.
$2,504.27	Lot 43	6050 Allenwood Drive	20,000 Sq. Ft.
$2,609.19	Lot 44	6020 Allenwood Drive	20,838 Sq. Ft.
-----------			--------
$10,122.00			80,838 Sq. Ft.

Carl Wannemacher
6126 Allenwood Drive
November 19, 1984

EXHIBIT "A"



Map Source:
Water Pollution Control Utility
Map U-38 and U-40
S.E. $\frac{1}{4}$ SEC No. 16
ST JOSEPH TOWNSHIP
ALLEN COUNTY, INDIANA
Scale 1" = 100'

MAPLECREST
PARK AREA
LANE
BRANDONWOOD
JUSTIN DRIVE
JUSTIN
CHESHIRE COURT
LORMAN COURT
THAINE CT.
BRANDON-WOOD ADD.
PART OF GERKE'S
PT. OF HENRY
SALGY DITCH
PARK AREA
OUT WOOD DRIVE
ALLENWOOD DRIVE
ALLENWOOD
SECTION ADDITION
CENTERHURST ADDITION
HOLIDAY LANE
ALGE DRIVE
ADD.
LIFT STA.
PARKWAY
2A
1A
783.58
788.81
789.56
792.43
792.73
793.53
793.69
794.65
788.36
790.10
784.20
785.5
786.30
783.63
786.12
788.87
791.23
41X
42X
43X
44X

74-136-34
10/31/84 .HI

RESOLUTIONS OF THE BOARD OF PUBLIC WORKS AND SAFETY
OF THE CITY OF FORT WAYNE, INDIANA

COMES NOW, Helen V. Gochenour and states that she is the duly appointed, authorized and serving Clerk to the Board of Public Works and Safety of the City of Fort Wayne, Indiana, and that in said capacity she is the keeper of the records, minutes, journals and resolutions of said Board and that the following are true and correct copies of resolutions passed by the Board pursuant to a meeting held on the 31st day of October, 1984, to-wit:

BE IT RESOLVED that the City owns the Hanna School property described as:

> Lots 212, 213, 214, 215, 216,
> 217, 218, 246, and the North
> 3 feet of Lot 247, in Hamilton's
> Fourth Addition to the City of
> Fort Wayne, according to the
> recorded plat thereof;

WHEREAS, the City desires to dispose of said property;

WHEREAS, the property has a negative value and accordingly same may be disposed of pursuant to I.C. 36-1-11-5;

BE IT RESOLVED that the cost of maintaining this property exceeds the estimated fair market value thereof indicating that it is economically justifiable to dispose of this property under I.C. 36-1-11-4;

BE IT FURTHER RESOLVED that the Board of Public Works and Safety has published its intentions to dispose of this property and that ten (10) days has elapsed from the date of publication and that no abutting landowners have offered to purchase the property nor has anyone offered to purchase the property with the exception of Sidney R. Sheray whose offer is attached as a part hereof;

BE IT FURTHER RESOLVED that the Board of Public Works and Safety has authorized the sale of such property to Sidney R. Sheray pursuant to the terms and conditions of his offer.

IN WITNESS WHEREOF, this document has been signed this 31st day of October, 1984.

Helen V. Gochenour
Helen V. Gochenour, Clerk

COMES NOW, all of the members of the Board of Public Works and Safety and states that the above and foregoing resolutions are true and correct and duly passed.

BOARD OF PUBLIC WORKS AND SAFETY

David J. Kiest

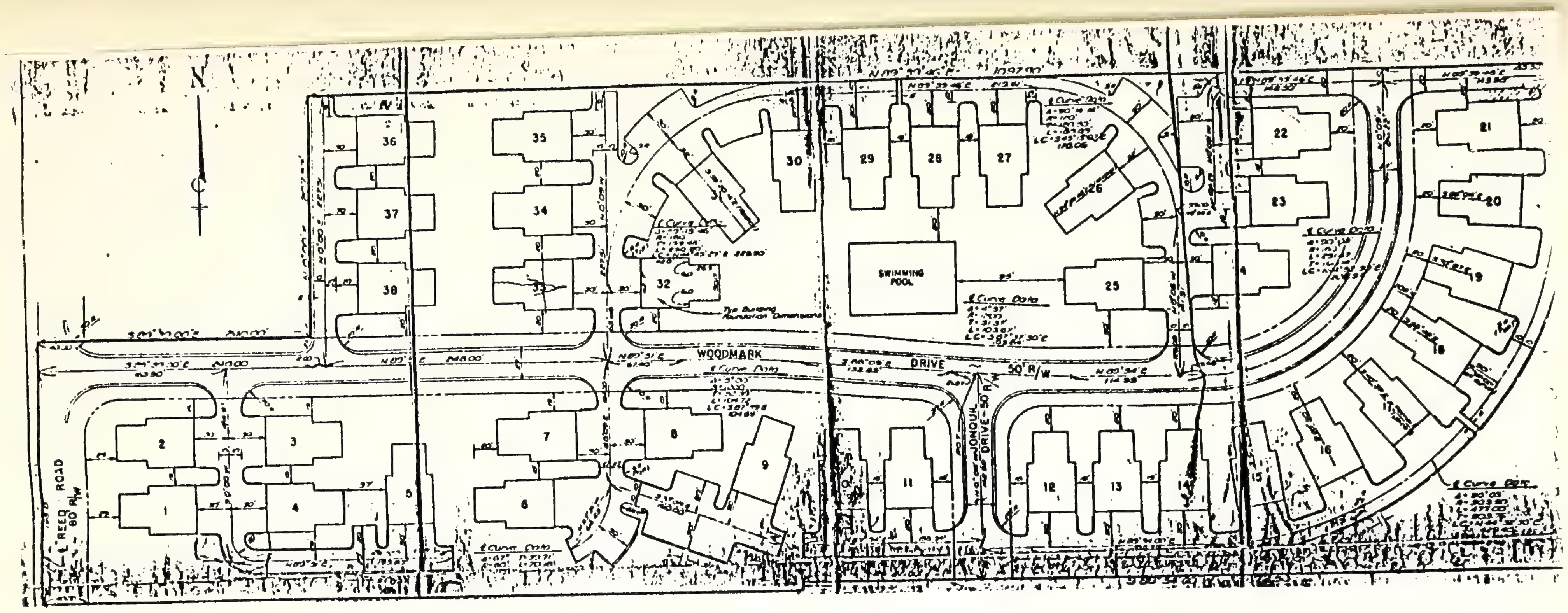
David J. Kiester
Director of Public Works

Cosette R

Cosette R. Simon
Director of Administration and Finance

Lawrence D. Consalvos

Lawrence D. Consalvos
Director of Public Safety


N
REED ROAD 80' R/W
WOODMARK DRIVE
50' R/W
JONQUIL DRIVE-50' R/W
SWIMMING POOL
1
2
3
4
5
6
7
8
9
11
12
13
15
16
18
19
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38

Site Layout Plan

ORIGINAL DEVELOPMENT PLAN
(Approved Novemve: 1971)

SITE INFORMATION

Gross Area ---- 12.000 Acres
Dedicated Roadway --- 1.894 Acres
Net Area ---- 10.106 Acres
No. of Buildings --- 38
No. of Units --- 152
Net Density --- 15.041 Units per acre
Buildings per gross acre --- 3.167
Buildings per net acre --- 3.760
Total Off-Street Parking --- 356 spaces
Parking ratio --- 2.342 spaces per unit

WOODMARK - Reed Road
Fort Wayne, IN

Vacation of Dedicated Plat - Woodmark

ENGINEERING COMMENTS:

1. WPCE - Ok to vacate.

2. Park Board - Ok to vacate.

3. Traffic Engineering - We have no objections at this time.

4. Water Engineering - No objections to proposed vacation. We have no facilities in subject area; no easement is required.

5. Cox Cable - Yes, we do require an easement.

6. I&M - Yes, we do require an easement for existing facilities and for proposed facilities.

7. GT&E - No, we do not require an easement.

8. NIPSCO - No, we do not require an easement.

HI

RESOLUTION 74-150-3

WHEREAS, BENJAMIN E. BUNT, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated plat situated in Fort Wayne, Allen County, to-wit:

> Part of the West Half of the Southwest Quarter of Section 28, Township 31 North, Range 13 East, Allen County, Indiana, more particularly described as follows:
> Beginning at a point located South 00 degrees 9 minutes East, a distance of 898.6 feet and South 89 degrees 39 minutes 46 seconds West, a distance of 180.5 feet from the Northeast corner of the West Half of the Southwest Quarter of Section 28, Township 31 North, Range 13 East, Allen County, Indiana; thence South 00 degrees 09 minutes East along the West right-of-way line of Woodmark Drive, a distance of 96.14 feet; thence Southwest along said line and along a curve to the right having a radius of 135 feet, a distance of 212.18 feet; thence South 89 degrees 54 minutes West along the North right-of-way line of Woodmark Drive, a distance of 114.95 feet; thence Westerly along said line and along a curve to the right having a radius of 1175 feet, a distance of 36.81 feet; thence North 00 degrees 20 minutes 14 seconds West a distance of 104.2 feet (deed, 106.1 feet, actual); thence South 89 degrees 39 minutes 46 seconds West a distance of 197.0 feet; thence South 00 degrees 20 minutes 14 seconds East a distance of 90.0 feet to a point on the North right-of-way line of Woodmark Drive; thence Westerly along said line and along a curve to the left having a radius of 1225 feet, a distance of 106.9 feet; thence South 89 degrees 51 minutes West along said line, a distance of 327.34 feet; thence North 00 degrees 00 minutes East a distance of 207.32 feet; thence North 89 degrees 39 minutes 46 seconds East a distance of 917.4 feet to the point of beginning, containing 4.06 acres;

all in acordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof:

WHEREAS, said vacation of dedicated plat has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated plat hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated plat hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said dedicated plat or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held December 5, 1985. and as same appears of record in the official records of said Board of Public Works.

DATED THIS 5th DAY OF December 1984.

FORT WAYNE BOARD OF PUBLIC WORKS

David J. Kiester
David J. Kiester, Director of Public Works

Cosette R. Simon
Cosette R. Simon, Director of Administration & Finance

Lawrence D. Consalvos, Director of Public Safety

HI.

"SUMMIT INDUSTRIAL PARK"

Phases I, II, III, IV, V and VI

Resolution No. 74-150-2

RESOLVED BY THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF FORT WAYNE, INDIANA, THAT it is deemed necessary to develop **"Summit Industrial Park"** through **Phases I, II, III, IV, V, and VI** by constructing sanitary sewers, water mains, storm sewers, streets, street lighting, a detention pond, landscaping, sitework, site structures and an offsite ditch, all in accordance with the detailed drawings and specifications on file in the Office of the Department of Public Works & Safety; and all within the following described areas:

> A parcel of land located in the Northwest One-Quarter of Section 15 and the Northeast One-Quarter of Section 16, all in Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows: BEGINNING at the Southeast corner of the Northeast One-Quarter of Section 16, Township 31 North, Range 12 East, Allen County, Indiana (also being the Southwest corner of the Northwest One-Quarter of Section 15, Township 31 North, Range 12 East) as now established by Allen County Surveyor's reference monuments; thence North 89-degrees 21-minutes East along the South line of the Northwest One-Quarter of said Section 15 a distance of 7.70 feet to a point on the West right-of-way line of the Grand Rapids & Indiana Railroad; thence North 0-degrees 04-minutes 40-seconds West along said West railroad right-of-way line a distance of 1641.10 feet; thence South 90-degrees 00-minutes West a distance of 780.00 feet to the East right-of-way line of a 60-foot-wide road, recorded in Document No. 83-26071, Allen County Recorder's Office; thence South 0-degrees 04-minutes 40-seconds East along said East road right-of-way line a distance of 20.0 feet; thence South 90-degrees 00-minutes West a distance of 60.00 feet to the West right-of-way line of said road; thence North 0-degrees 04-minutes 40-seconds West along said West road; thence North 0-degrees 04-minutes 40-seconds West along said West road right-of-way line a distance of 940-05 feet; thence Northwesterly 62.78 feet along a curve deflecting to the left and tangent to the last described course, having a radius of 40.0 feet and being subtended by a chord length of 56.53 feet and bearing North 45-degrees 02-minutes 20-seconds West to a point situated 40.0 South of and normal to the North line of the Northeast One-Quarter of said Second 16, (said point also being on the South right-of-way line of Cook Road); thence South 90-degrees 00-minutes West along said South right-of-way line of Cook Road a distance of 945.31 feet to a point of the Southeast right-of-way line of Cook Road, according to the Executor's Deed recorded in Instrument E3119, Allen County Auditor's Office; thence South 60-degrees 42-minutes West along said Southeast right-of-way line a distance of 40.87 feet to the East right-of-way line of Chalfant Road, according to said Executor's Deed; thence South 90-degrees 00-minutes West a distance of 15.00 feet to a point on the West line of the East One-Half of the West One-Half of the Northeast One-Quarter of said Section 16; thence South 0-degrees 09 minutes 28-seconds East along the West line of the East One-Half of the West One-Half of said Northeast One-Quarter a distance of 2581.77 feet to the South line of said Northeast One-Quarter; thence North 89-degrees 59-minutes East along the South line of the Northeast One-Quarter of said Section 16 a distance of 1864.27 feet to the POINT OF BEGINNING. Parcel contains 93.342 acres more or less and is subject to a roadway easement over the Western portion thereof for Chalfant Road, a roadway easement over the Southern portion thereof for Ludwig Road, a 100-foot wide Indiana and Michigan Electric Co. Easement over the Eastern portion thereof and any other easements of record.

ALSO: A parcel of land located in the Northwest Quarter of Section 15, Township 31 North, Range 12 East, Allen County, Indiana, said land being 50 feet in width, lying 25 feet on each side of the following described centerline: Commencing at the Southwest corner of said Northwest Quarter; thence North 89-degrees, 21-minutes East on and along the South line of said Northwest Quarter, being within the right-of-way of Ludwig Road, a distance of 107.7 feet to the West line of the Indiana and Michigan Electric Co. (formerly I.S.C.) right-of-way; thence North 00-degrees 04 minutes West, on and along said West line, being also the East right-of-way line of the Penn Central Railroad, a distance of 886.3 feet; thence South 88-degrees, 41 minutes East, a distance of 1.4 feet to the center of an existing manhole; thence South 86-degrees 42 minutes East, a distance of 58.75 feet to a point on the East line of said Indiana and Michigan Electric Co. right-of-way; thence South 00-degrees 04 minutes East, a distance of 28.00 feet to a point on said East line; said point being the TRUE POINT OF BEGINNING; thence South 86-degrees 42 minutes East a distance of 196.25 feet; thence South 88-degrees 33 minutes East, a distance of 247.50 feet; thence North 64-degrees 36 Minutes East, a distance of 321.00 feet; thence North 48-degrees 55 Minutes East, a distance of 252.0 feet; thence North 62-degrees 00 Minutes East, a distance of 187.50 feet; thence South 87-degrees 05 Minutes East, a distance of 102.50 feet; thence South 50-degrees 30 Minutes East, a distance of 90 feet and there terminating.

Said Development is hereby ordered by the Board of Public Works & Safety of the City of Fort Wayne.

ADOPTED this 5th **day of** December**, 1984.**

Board of Public Works & Safety

David J. Kiester

David J. Kiester, Director
of Public Works

Cosette R. Simon

Cosette R. Simon, Director
of Administration & Finance

Lawrence D. Consalvos

Lawrence D. Consalvos, Director
of Public Safety

ATTEST:

Helen V. Gochenour

Helen V. Gochenour, Clerk

APPROVED as to form and legality:

Richard I. Snouffer, Associate
City Attorney

RESOLUTION 74-146-21

WHEREAS, the Communications Department of the City of Fort Wayne has purchased console equipment and associated electronic equipment from Motorola Communications and Electronics and invoices totaling $19,440.75 have been received; and

WHEREAS, the cost of this equipment is to be financed by the Master Lease funds; and

WHEREAS, those funds are not yet available, and said invoice for equipment is due; and

NOW THEREFORE BE IT RESOLVED, that the Board of Public Works and Safety deems it necessary to pay for said equipment out of the Water Pollution Control Utility funds and will reimburse the Water Pollution Control Utility as soon as the Master Lease proceeds are received including interest thereon.

Dated this 21st day of November, 1984.

BOARD OF PUBLIC WORKS AND SAFETY

David J. Kiester
David J. Kiester, Director
Board of Public Works

Cosette R. Simon
Cosette R. Simon, Director
Administration and Finance

Lawrence D. Consalvos
Lawrence D. Consalvos, Director
Board of Public Safety

ATTEST:

Helen V. Gochenour
Helen V. Gochenour, Clerk

74-145-8
11-21-84
HI

LINCOLNDALE ADDITION - Sanitary Sewers

Sewer Improvement Resolution 406-1984

RESOLVED BY THE Board of Public Works & Safety of the City of Fort Wayne, Indiana, that:

The construction of a sanitary sewer, which from its size and character is not only intended and adapted for use by property holders, whose property abuts the line of said sewer, but is also intended and adapted for receiving sewage from collateral drains already constructed or which hereafter may be constructed, be and the same is hereby ordered in and along the following described sewer line:

Line "A"

Beginning at a proposed manhole locted 25± LF West of and 20± LF North of the Northeast corner of Lot 51 in Lincolndale Addition; thence due East along Sterling Street 1115± LF to a proposed manhole located 10± LF West of and 15± LF North of the Northwest corner of Lot 63 in Lincolndale Addition; thence continuing South along Huser Drive 440± LF terminating at a proposed manhole located 35± LF South of and 10± LF West of the Southwest corner of Lot 82 in Lincolndale Addition

Line "B"

Beginning at a proposed manhole located 30± LF East of and 15± LF North of the Northwest corner of Lot 98 in Lincolndale Addition; thence due East along Lincolndale Avenue 2105± LF terminating at a proposed manhole located 20± LF East of and 30± LF South of the Southwest corner of Lot 73 in Lincolndale Addition.

Line "C"

Beginning at a proposed manhole located 7± LF East of and 35± LF South of the Southeast corner of Lot 38 in Lincolndale Addition; thence due North 240± LF terminating at a proposed manhole located 7± LF East of and 10± LF North of the Southwest corner of Lot 10 in Lincolndale Addition.

Line "D"

Beginning at a proposed manhole located 12.5± LF East of and 20± LF North of the Northwest corner of lot 117 in Lincolndale Amended Addition; thence due South 455± LF terminating at a proposed manhole located 12.5± LF East of and 10± LF South of the Southwest corner of said Lot 117.

Line "E"

Beginning at an existing manhole located 40± LF West of and 35± LF South of the Southwest corner of lot 144 in Lincolndale Addition; thence due North along Hatfield Road 1240± LF terminating at a proposed manhole located 40± LF West of and 10± LF North of the Southwest corner of Lot 1 in Lincolndale Addition.

Said sewer shall be 8" in diameter.

The cost of said sanitary sewer improvement project shall be paid and shared by City of Fort Wayne Sewer Utility Funds and also by benefited property owners.

The property holders share of said improvement shall be apportioned against and paid by said property holders benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana and in accordance with and pursuant to the provisions of all acts and amendatory thereto and supplemental thereof passed by the General Assembly of the State of Indiana.

Assessments, if deferred, are to be paid in ten (10) equal annual installments, with interest at the rate set by the **Board of Public Works & Safety** per annum, and shall be financed by Barrett Law as provided for in the above-entitled acts. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessment before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond or bonds, certificate or certificates, issued to said contractor in payment for such work, except for such monies as shall have been actually received by the City of Fort Wayne from the assessments for such improvement, or such monies as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvements, assessments of property collection of assessment and issuance of bonds, therefore, shall be as provided for in said above entitled act and all amendments and supplements thereof.

ADOPTED THIS 21ST **DAY OF** November**, 1984.**

BOARD OF PUBLIC WORKS & SAFETY

David J Kiester
David J. Kiester, Director of
Public Works

Cosette R. Simon
Cosette R. Simon, Director
of Administration & Finance

Lawrence D Consalvos
Lawrence D. Consalvos, Director
of Public Safety

ATTEST: Helen Gochenour
Helen Gochenour, Clerk

APPROVED as to form and legality:

R I Snouffer
Richard I. Snouffer, Associate
City Attorney
ASSOCIATE CITY ATTORNEY

RESOLUTION 74-146-20

WHEREAS, the Data Processing Department of the City of Fort Wayne has purchased computer software equipment from Computerland Downtown, 122 W. Wayne Street, Fort Wayne, Indiana, 46802, with invoices totaling $18,907.20 and from Logic Base Computers, 4000 W. Jefferson Street, Fort Wayne, Indiana, 46804, with invoices totaling $1,379.00; and

WHEREAS, the cost of this equipment is to be financed by the Master Lease funds; and

WHEREAS, those funds are not yet available, and said invoice for equipment is due; and

NOW THEREFORE BE IT RESOLVED, that the Board of Public Works and Safety deems it necessary to pay for said equipment out of the Water Pollution Control Utility funds and will reimburse the Water Pollution Control Utility as soon as the Master Lease proceeds are received including interest thereon.

Dated this 21st date of November, 1984.

BOARD OF PUBLIC WORKS AND SAFETY

David J. Kiest

David J. Kiester, Director
Board of Public Works

Cosette R. Simon

Cosette R. Simon, Director
Administration and Finance

Lawrence D. Consalvos

Lawrence D. Consalvos, Director
Board of Public Safety

ATTEST:

Helen V. Gochenour

Helen V. Gochenour, Clerk

10-31-84

RESOLUTION 74-136-33

WHEREAS, the Street Department of the City of Fort Wayne has purchased an electronic pit-less low profile motor truck scale from Antibus and Company, 4809 Illinois Road, for a total purchase price of $25,087.00; and

WHEREAS, the cost of this scale is to be financed by the Master Lease funds; and

WHEREAS, those funds are not yet available, and said invoice for scale is due; and

NOW THEREFORE BE IT RESOLVED, that the Board of Public Works and Safety deems it necessary to pay for said scale out of the Motor Vehicle Highway funds and will reimburse the Motor Vechicle Highway as soon as the Master Lease proceeds are received.

Dated this 31st day of October, 1984.

BOARD OF PUBLIC WORKS AND SAFETY

David J. Kiest

David J. Kiester, Director
Board of Public Works

Cosette R. Simon, Director
Administration and Finance

Lawrence D. Consalvos

Lawrence D. Consalvos, Director
Board of Public Safety

ATTEST:

Helen V. Gochenour, Clerk

74-135-28
10-31-84

Form No. 8091 **84-030878**

DISTRIBUTION EASEMENT
Indiv. & Corp.
Overhead & Underground

W.O. No. 736-8134-00-0304 Eas. No. ______ Map No. ______

A 7-R 897

THIS INDENTURE, made this 31st day of October, 1984, between the City of Fort Wayne, Indiana through its BOARD OF PUBLIC WORKS AND SAFETY

whose address is City-County Building, One Main Street, Fort Wayne, Indiana 46802

(hereinafter called "Grantor"), and INDIANA & MICHIGAN ELECTRIC COMPANY, an Indiana Corporation whose address is 2101 Spy Run Avenue, Fort Wayne, Indiana, (hereinafter called "Grantee").

WITNESSETH: That for One Dollar ($1.00) and other good and valuable considerations in hand paid, the receipt of which is hereby acknowledged, Grantor does hereby grant and convey to Grantee a right-of-way and easement for the construction, operation, use, maintenance, repair, renewal, and removal of a line or lines of overhead and underground facilities and equipment for the transmission of electrical energy, including the right to permit attachments of others to said facilities, in, on, along, under, over, across, and through the following described premises situated in Washington Township, County of Allen, State of Indiana, and being a part of Section 15, Township 31 North, and Range 12 East, to-wit:

Part of tract number 1 in Dreyer's subdivision in the Northeast Quarter of Section 15, Township 31 North, Range 12 East, Washington Township, Allen County, Indiana.

A strip of land 14 feet in width 7 feet each side of the following described line:

Commencing at the Northeast corner of the Northeast Quarter of Section 15; thence Southward along the East line of said Quarter 860.6 feet to the Northeast corner of tract number 1, Dreyers subdivision; thence Westward along the North line of said t ract number 1, 2176.4 feet to the East right-of-way line of Indiana State Road #3; thence Southeasterly along said East right-of-way line 50.4 feet to the true point of beginning of the line being herein described; thence Eastward and parallel to and 50 feet South of the North line of said tract number 1 287.2 feet more or less.

DULY ENTERED FOR TAXATION
DEC 18 1984
AUDITOR OF ALLEN COUNTY

1984 DEC 18 PM 2:41
ALLEN COUNTY RECORDER

TOGETHER with the right of ingress and egress to, from, and over said Premises, and also the right to cut or trim any trees and bushes which may endanger the safety or interfere with the construction and use of said power line.

Grantee shall promptly repair or replace all physical damages on the Premises proximately caused by the construction, operation and maintenance of Grantee's Facilities.

It is agreed that the foregoing is the entire contract between the parties hereto and that this written agreement is complete in all its terms and provisions and shall be binding on their respective representatives, heirs, successors, and assigns.

IN WITNESS WHEREOF, Grantor, if individual(s), have hereunto set their hands; and if corporation, has caused its corporate name and seal to be affixed by its duly authorized officers, the day first above written.

Signed, Sealed and Delivered in Presence of

Helen D. Gochenour
Clerk to the Board of Public Works & Safety

BOARD OF PUBLIC WORKS AND SAFETY

David J. Kiester
David J. Kiester, Director of Public Works

Lawrence D. Consalvos
Lawrence D. Consalvos, Director Public Safety

Cosette R. Simon
Cosette R. Simon, Director Administration & Finance

This instrument was prepared by Karen A. Osterholt agent of Indiana & Michigan Electric Co. on its behalf.

53

74-139-18 HI
11-7-84

RESOLUTION OF THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF FORT WAYNE, INDIANA

COME NOW, all of the Members of the Board of Public Works and Safety of the City of Fort Wayne, Indiana, and at a duly called meeting of said Board, do hereby pass the following Resolutions:

WHEREAS, the Board has been negotiating with Central Soya Company, Inc., with respect to Central Soya's desire to utilize the City's right-of-way;

WHEREAS, Central Soya's intended use of the City's right-of-way involves costs to the City, including but not limited to: costs of the City's Street Light Engineering and Street Maintenance Departments; administrative and maintenance costs from the Board of Public Works and Safety; costs emanating from the Controller's Office for administration; costs to the City's Telecommunications Department;

WHEREAS, the Board has the authority to charge a "user" for use of the City's right-of-way; and

WHEREAS, the Board of Public Works and Safety and the Controller's Office have engaged in a cost study analysis associated with Central Soya's intended use.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

BE IT RESOLVED that the Board of Public Works and Safety does hereby grant unto Central Soya Company, Inc., the right to use the City's right-of-way, the description of said right-of-way and the intended use is outlined on the attached specifications made a part hereof;

WHEREAS, the Board of Public Works and Safety does hereby adopt the sum of Six Thousand One Hundred Twenty-Seven and 70/100 Dollars ($6,127.70) as an annual fee to be charged to Central Coya for the use of such right-of-way, said fee being based upon the administrative study and analysis as conducted by the City; and

WHEREAS, the Board of Public Works and Safety has been authorized and empowered to execute any and all documents to accomplish the above and foregoing.

IN WITNESS WHEREOF, this document has been signed this 7th day of November, 1984.

BOARD OF PUBLIC WORKS AND SAFETY

David J. Kiester
David J. Kiester
Director of Public Works

Cosette R. Simon
Director of Administration and Finance

Lawrence D. Consalvos
Lawrence D. Consalvos
Director of Public Safety

ATTEST:

Helen V. Gochenour
Helen V. Gochenour, Clerk

MEMORANDUM

TO: DAVID J. KIESTER, DIRECTOR OF PUBLIC WORKS
COSETTE R. SIMON, CITY CONTROLLER
LAWRENCE D. CONSALVOS, DIRECTOR OF PUBLIC SAFETY
STEVE DEARING, TELECOMMUNICATIONS DEPARTMENT

DATE: October 31, 1984

RE: Central Soya

Gentlemen and Lady:

Enclosed you will find the Board of Public Works and Safety Resolution regarding the above. Assuming permit documents are ready to be signed, the Board is free to pass this Resolution. The Resolution should be passed at a regular meeting of the Board, in open session. Mr. Kiester has the original Resolution which should be kept by the Clerk of the Board.

The charge of $6,127.70 is an annual charge and should be paid up front. Any other documents that we use in association with this project should indicate that Central Soya's use is not perpetual, but rather subject to the needs of the City, as they arise in the future. I believe our present permit documents contain such language.

Thank you for your help and cooperation.

HI

74-13045
10-24-84

WATER MAIN IMPROVEMENT RESOLUTION

NO. 12- 1984

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, STATE OF INDIANA, That the construction of a system of water mains, intended and adopted for local use by the property holders in the tract to be improved and also the requirements of other real estate to be served with extensions, be and the same is hereby ordered in and along Ludwig Park Drive, from an existing 24" water main on Lima Road eastward to east line of Lot 45, Ludwig Park Addition.

Said water main, with all its appurtenances, shall be constructed in accordance with the plans and specifications now on file in the office of the Department of Public Works of said City.

The cost of said improvement shall be apportioned against and paid by the property holders benefited, and upon the City of Fort Wayne, Indiana, if the City is benefited by said improvement, all according to the method and manner provided for in the Acts of the General Assembly of the State of Indiana, Indiana Code, Title 36, Act 3-9-19-32 and Acts 36-9-20-1 thru 36-9-20-19 effective September 1, 1981 and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal annual installments with interest at the rate set by Board of Public Works, per annum, and shall be financed by the Barrett Law Revolving Improvement Fund as provided for in the above entitled acts. All proceedings and any work done in said water main improvement, assessment of property, collection of assessments and issuance of bonds, therefore, shall be as provided for in said above entitled acts and all amendments thereto and supplemental thereof.

ADOPTED this 24th day of October, 1984.

BOARD OF PUBLIC WORKS & SAFETY

David J. Kiest
DAVID J. KIESTER
DIRECTOR OF PUBLIC WORKS

COSETTE R. SIMON
DIRECTOR OF ADMINISTRATION & FINANCE

LAWRENCE D. CONSALVOS
DIRECTOR OF PUBLIC SAFETY

ATTEST:

Helen V. Gochenour
HELEN V. GOCHENOUR, CLERK

74-123-18
10/10/84

MORTGAGE LIEN AGREEMENT

84-025073

THIS AGREEMENT made this 9th day of October, 1984, by and between Lowell CHAPMAN and Ida CHAPMAN, husband and wife, hereinafter referred to as "CHAPMAN," Northwest Washington Group, hereinafter referred to as "WASHINGTON," and the City of Fort Wayne, Indiana, hereinafter referred to as "CITY,"

WITNESSETH:

1. CHAPMANS are the fee simple owners of the following described real estate located in Allen County, Indiana:

   Lots 1, 2, 3, 4 and 5 of Washington Acres in Washington Township, Section 15 North, Township 31 North, Range 12 East.

2. WASHINGTON and CITY entered into a Santiary Sewer Extension Agreement dated 23 December 1981 and recorded in the Offices of the Allen County Recorder as Document #82-002641, for the construction of the WASHINGTON Center Road/Signature Inn Santiary Sewer which sewer abuts the CHAPMAN's real estate.

3. State and local laws require that landowners shall connect to abutting sanitary sewers.

4. CITY has a required tap-in and area connection charge which the CHAPMAN's are obligated to pay on tapping into said sewer in the sum of $12,384.25.

5. CHAPMANS have represented that they are retirees lacking immediate funds for the payment of CITY's said charges; that they desire to tap into said sewer; and that they wish to defer payment of said charges.

6. CITY and WASHINGTON are agreeable to said deferment of payment by CHAPMANS and Washington is agreeable to a like deferral of sums which would otherwise be recoverable by it as a result of the CHAPMAN tap.

THEREFORE,

1. CITY and WASHINGTON agree to defer collection of the tap-in fee and area assessment charges which CHAPMANS are obligated to pay as a result of tapping into the WASHINGTON Center Road/Signature Inn Sanitary Sewer and to waive the payment of interest for the agreed period of deferral.

1984 OCT 15 PM 3:03
ALLEN COUNTY RECORDER

2. CHAPMANS for themselves, their heirs, successors and grantors herewith agree to pay said fees and assessments of $ 12,384.25 upon the earliest occurrence of the following events:

   2.1. The sale or mortgaging or conveyance of their said real estate or any portion thereof; or

   2.2. Ninety (90) days following the demise of the survivor of said CHAPMANS.

7.00
C

SABAH
D.P.C. ENG.

3. CHAPMANS, in order to secure the payment of agreed fees and charges herewith mortgage and warrants their said real estate to the City of Fort Wayne, Indiana.

4. All sums due City shall be payable without relief from valuation or appraisement laws with reasonable attorneys fees and shall bear no interest until maturity, but shall bear eighteen (18%) percent interest per annum after maturity and until paid.

5. Sums which City would otherwise reimburse to WASHINGTON as a result of CHAPMAN's tap-in shall be deferred until City shall have collected from CHAPMANS and shall bear no interest.

6. This agreement shall be recorded as a mortgage agreement and sums due CITY shall constitute a lien upon CHAPMAN's said real estate enforceable as a mortgage lien.

NORTHWEST WASHINGTON
GROUP
By Louis Delagrange
Louis Delagrange, Agent

CHAPMANS
By Lowell Chapman
Lowell Chapman

By Ida M. Chapman
Ida M. Chapman

CITY OF FORT WAYNE, INDIANA
By its Board of Public
Works & Safety
By David J Kiest
David J. Kiester, Director
of Public Works

By Cosette R.
Cosette R. Simon, Director
of Administration & Finance

By L.D. Consalvos
Lawrence D. Consalvos, Director
of Public Safety

ATTEST:
Helen Gochenour
Helen Gochenour, Clerk

APPROVED as to form and legality:
R.I. Snouffer
Richard I. Snouffer, Associate
City Attorney

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State personally appeared LOWELL CHAPMAN and IDA M. CHAPMAN, husband and wife, who acknowledged the execution of the foregoing Mortgage Lien Agreement as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 9 day of OCTOBER 1984.

W Dean Bercot
Notary Public W. DEAN BERCOT

Resident of ALLEN County

My Commission Expires:
September 4, 1987

STATE OF INDIANA)
)SS
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State personally appeared David J. Kiester, as Director of Public Works, Cossette R. Simon, as Director of Administration and Finance and Lawrence D. Consalvos, as Director of Public Safety, and acknowledged the execution of the foregoing Mortgage Lien Agreement as and for their voluntary act and deed for the uses and purposes therein contained.

WINTESS my hand and notarial seal this 10 day of October 1984.

Helen V. Gochenour
Notary Public
Resident of Allen County

My Commission Expires:
HELEN V. GOCHENOUR
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES JUNE 22, 1987
ISSUED THRU INDIANA NOTARY ASSOC.

This instrument prepared by:
Richard I. Snouffer, Associate
City ATtorney

HI 74-119-1
10/9/84

WINCHESTER ROAD SANITARY SEWER
Resolution 404-1984

RESOLVED by the Board of Public Works and Safety of the City of Fort Wayne, Indiana, that:

The construction of a sanitary sewer, which from its size and character is not only intended and adapted for use by property holders, whose property abuts the line of said sewer, but is also intended and adapted for receiving sewage from collateral drains already constructed or which hereafter may be constructed, be and the same is hereby ordered in and along the following described sewer line.

Lateral #1

> Beginning at an existing sanitary sewer manhole located 25± Westerly of the Easterly right-of-way line of Godfrey Road and 20± LF South of the Southerly right-of-way line of Winchester Road; thence Southeasterly along the Southerly right-of-way line of Winchester Road 450± terminating at a proposed cleanout.

Lateral #2

> Beginning at an existing sanitary sewer manhole located 40± East of the Westerly right-of-way line of Riverway Drive and 380± LF North of the Southeasterly right-of-way line of Winchester Road; thence Southerly along the Easterly right-of-way line of Riverway Drive 380± LF to a proposed manhole; thence Southwesterly along the Southerly Right-of-way line of Winchester Road 900± LF terminating at a proposed manhole.

Lateral #3

> Beginning at a proposed manhole located 90± LF South of the Southeasterly corner of Hartman Road and Winchester Road; thence continuing southerly 372± LF terminating at a proposed manhole.

Said Sewer shall be 8" and 10" in diameter.

The cost of said sanitary sewer improvement project shall be paid and shared by City of Fort Wayne Sewer Utility Funds and also by benefited property owners.

The property holders share of said improvement shall be apportioned against and paid by the said property holders benefited by said improvement, all according to the method and manner provided for in the Acts of the General Assembly of the State of Indiana, Indiana Code, Title 36, Act 36-9-19-32 and Acts 36-9-20-1 through 36-9-20-19 effective 1 September 1981 and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments with interest at the rate set by the Board of Public Works & Safety per annum, and shall be financed by the Barrett Law Revolving Improvement Fund as provided for in the above-entitled acts. All proceedings and any work done in said sewer improvement, assessment of property, collection of assessments and issuance of bonds, therefore, shall be as provided for in said above entitled acts and all amendments thereto and supplemental thereof.

74-117-10
10/3/84
H.I.

RESOLUTION 74-117-10

WHEREAS, the Water Pollution Control Utility of the City of Fort Wayne has funds available to invest which it has heretofore collected from sewer connection revenues; and,

WHEREAS, the Municipal Electric Utility, owned and operated by the City of Fort Wayne, has a need for the use of said funds and can pay interest thereon; and,

WHEREAS, the Municipal Electric Utility has sufficient revenues in 1985 from its leased contract with Indiana and Michigan to repay borrowings of not to exceed $1,100,000.00; and,

NOW, THEREFORE, BE IT RESOLVED, that the Board of Public Works and Safety deems it to be in the best interest of the Utility operations of the City of Fort Wayne that the Water Pollution Control Utility be authorized, and it will be authorized herein, to lend the sum of $1,100,000.00 to the Municipal Electric Utility for a period of not to exceed 364 days at an interest rate of 10% payable quarterly, without prepayment penalty therefor.

Dated this 3rd day of October, 1984.

BOARD OF PUBLIC WORKS & SAFETY

David J. Kiester
David J. Kiester, Director
Division of Public Works

Cosette R. Simon
Cosette R. Simon, Director
Division of Finance & Administration

Lawrence D. Consalvos, Director
Board of Public Safety

ATTEST:

Helen V. Gochenour
Helen V. Gochenour, Clerk

ADOPTED this 9th day of October, 1984.

BOARD OF PUBLIC WORKS & SAFETY

By David J. Kiest
David J. Kiester, Director of
Public Works

By Cosette R. Simon
Cosette R. Simon, Director
of Administration & Finance

By Lawrence D. Consalvos
Lawrence J. Consalvos, Director
of Public Safety

ATTEST: Helen Gochenour
Helen Gochenour, Clerk

APPROVED as to form and legality:

R I Snouffer
Richard I. Snouffer, Associate
City Attorney

ASSOCIATE CITY ATTORNEY

74-117-8
10-3-74
H.I.

RESOLUTION 74-117-8

WHEREAS, ROBERT C. PAUL has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following alley in Fort Wayne, Allen County, to-wit:

> That portion of a certain alley running between Raymond Street and Wayne Trace in the City of Fort Wayne, Indiana, parallel to Julian Street and Lee Street and existing from Wayne Trace along Lots Numbered 55, 56, 57, 58, 59, 60, 61, and 62 of Slataper's Addition to the City of Fort Wayne, said proposed vacation being 10 feet wide and running 131.32 feet along Lots Numbered 55, 56, 57 and 58 and separating said lots from Lots Numbered 59, 60, 61 and 62 of said Slataper's Addition

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Poluution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public works that the vacation of said public alley hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of at their meeting held Wednesday, October 3, 1984 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 3rd DAY OF October 1984

FORT WAYNE BOARD OF PUBLIC WORKS

David J. Kiester
David J. Kiester
Director of Public Works

Cosette R. Simon
Cosette R. Simon
Director of Administration and Finance

Lawrence D. Consalvos
Lawrence D. Consalvos
Director of Public Safety

HI

RESOLUTION 74-114-27

WHEREAS, the City Utilities Garage of the City of Fort Wayne has purchased ten (10) 1984 four-door Chevrolet Impala Sedans from Hefner Chevrolet, Inc., 500 East State Street, for a total purchase price of $102,573.70; and

WHEREAS, the cost of these sedans is to be financed by the Master Lease funds; and

WHEREAS, those funds are not yet available, and said invoice for sedans is due; and

NOW THEREFORE BE IT RESOLVED, that the Board of Public Works and Safety deems it necessary to pay for said sedans out of the Water Pollution Control utility funds and will reimburse the Water Pollution Control Utility as soon as the Master Lease proceeds are received including interest thereon.

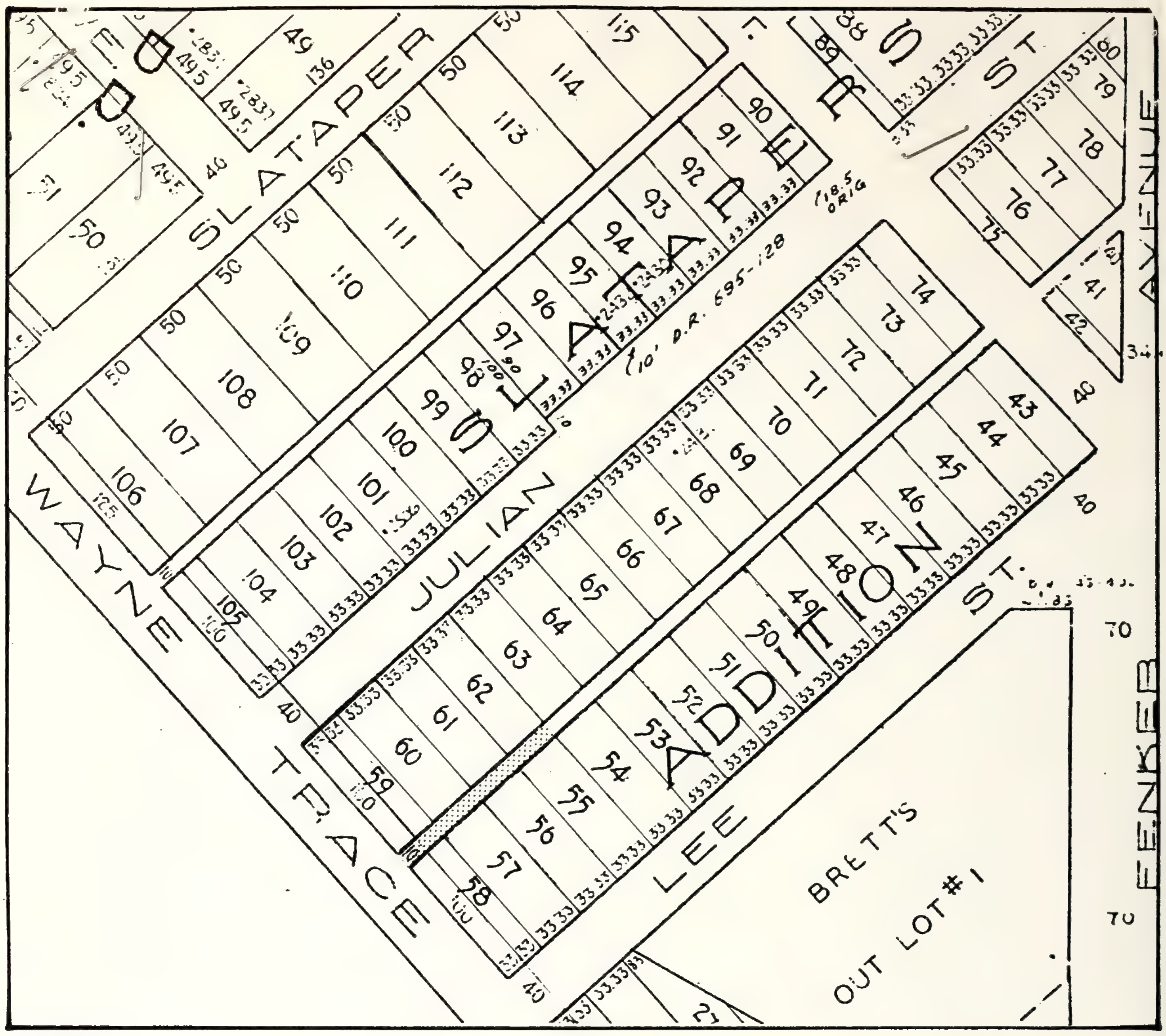
Dated this 26th day of September, 1984.

BOARD OF PUBLIC WORKS AND SAFETY

David J Kiest
David J. Kiester
Director of Public Works

Cosette R. Simon
Cosette R. Simon
Director of Administration and
Finance

Lawrence D. Consalvos
Director of Public Safety


SLATAPER
JULIAN
WAYNE TRACE
LEE ST.
FENKER AVENUE
BRETT'S OUT LOT #1
ADDITION
10' D.R. 695-128
18.5 ORIG
43
44
45
46
47
48
49
50
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▨ A PETITION TO VACATE THE ABOVE DESCRIBED PORTION OF ALLEY.

Vacation Request #92

MAP NO. Q-3

6-84-09-23

N

5-18-84

HI
9/26/84

RESOLUTION 74-114-24

WHEREAS, LINCOLN NATIONAL BANK AND TRUST COMPANY As Trustee for the PERFECTION BISCUIT COMPANY RETIREMENT PLAN has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portions of a public street situated in Fort Wayne, Allen County, to-wit:

> Part of the right-of-way of Ewing Street as originally platted in Ewings Addition to the City of Fort Wayne, Allen County, Indiana, being more particularly described as follows, to-wit:
>
> Beginning at the Northeast corner of Lot Number 1 of Block Number 13 in said Ewing's Addition, being also the point of intersection of the Westerly right-of-way line of Ewing Street, as originally platted with the Southerly right-of-way line of Pearl Street; thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westerly right-of-way line of Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northeasterly of the centerline of the existing pavement of Ewing Street, as presently relocated; thence Southeasterly, on and along said line, having a radius of 989.66 feet and being concentric to and 33.0 feet (measured radially) Northeasterly of said pavement centerline, an arc length of 15.29 feet (the chord of which deflects left 20 degrees 41 minutes from the Easterly line of said Lot Number 1 for a chord distance of 15.29 feet) to a point situated 55.0 feet (measured at right angles) Northerly of the centerline of Main Street; thence Easterly, by a deflection angle left of 69 degrees 19 minutes from the last described chord, and parallel to said Main Street centerline, a distance of 60.6 feet to a point on the Westerly line of Lot Number 6 of Block Number 12 in said Ewing's Addition, said point being situated 22.0 feet Northerly from the Southwest corner of said Lot Number 6; thence Northerly, by a deflection angle left of 90 degrees 00 minutes, on and along the Westerly line of said Lot Number 6, being also the Easterly right-of-way line of said Ewing Street, as originally platted, a distance of 128.0 feet to the Northwest corner of said Lot Number 6; thence Westerly, by a deflection angle left of 90 degrees 00 minutes, a distance of 66.0 feet to the point of beginning, containing 0.193 acres of land (8409 square feet) (hereinafter Parcel "B"); and
>
> Part of Lot Numbered 1 and 2 of Block Number 13 in Ewing's Addition to the City of Fort Wayne, Indiana, more particularly described as follows, to-wit:
>
> Beginning at the Northeast corner of said Lot Number 1, being also the point of intersection of the Westerly right-of-way line of Ewing Street, as originally platted, with the Southerly right-of-way line of Pearl Street; thence Southerly, on and along the Easterly line of said Lot Number 1, being also the Westerly right-of-way line of said Ewing Street, as originally platted, a distance of 113.69 feet to the point of intersection of the Easterly line of said Lot Number 1 with a line concentric to and 33.0 feet (measured radially) Northeasterly of the centerline of the existing pavement of Ewing Street, as presently relocated; thence Northwesterly, on and along said line, having a radius of 989.66 feet, and being concentric to and 33.0 feet (measured radially) Northeasterly of said pavement centerline, an arc length of 125.27 feet (the chord of which deflects right 115 degrees 15 minutes from the Easterly line of said Lot Number 1 for a chord distance of 125.19 feet) to the point of intersection of said line with the North line of said Lot Number 2; thence Easterly, by a deflection angle right of 114 degrees 45 minutes from the last described chord, on and along the Northerly line of said Lots Numbered 1 and 2, being also the Southerly right-of-way line of Pearl Street, a distance of 52.4 feet to the point of beginning, containing 0.065 acres of land (2813 square feet) (hereinafter Parcel "C").

74-116-1-H.I.
9/28/81

LATHROP STREET DRAINAGE IMPROVEMENT
Resolution 403-1984

RESOLVED by the **Board of Public Works** of the City of Fort Wayne, State of Indiana, that:

The Construction of main sewers, side ditching and open channel, which from its size and character is not only intended and adapted for use by property holders, whose property abuts the line of said sewer and side ditching, but is also intended and adapted for receiving drainage from collateral drains already constructed or which hereafter may be constructed, be and the same is hereby ordered in and along the following described sewer line and side ditching.

MAIN LINE

Beginning at a proposed metal end section located 620± LF North of and 25± LF East of the centerline intersection of Lathrop Street and Spring Street; thence North along and parallel to East right-of-way of Lathrop Street 1380± LF to a proposed manhole located 2000± LF North of and 22± LF East of the centerline intersection of Lathrop Street and Spring Street; thence continuing Northwesterly 200± LF to a proposed manhole located 2200± LF North of the centerline intersection of Lathrop Street and Spring Street; thence continuing North along the centerline of Lathrop Street 190± LF terminating at a proposed metal end section located 2385± LF North of the centerline intersection of Lathrop Street and Spring Street.

Said sewers shall be 12", 15" 18" and 21" in diameter.

Side Ditching and Culvert Installation

The construction of side ditches and culverts on and along the East and West sides of Lathrop Street; more generally beginning on the North right-of-way line of Spring Street; thence proceeding North and terminating 2000±LF along the East and West right-of-way lines of Lathrop Street.

Main Line Open Channel

Beginning at a proposed metal end section located 2385± LF North of the centerline intersection of Lathrop Street and Spring Street; thence continuing North along the centerline of Lathrop Street 232± LF and terminating thereof.

And, said sewer, side ditching and open channel with all its appurtenances shall be constructed in accordance with the plans, profiles and specifications now on file in the Department of the Board of Public Works of said City.

The cost of said drainage improvement project shall be paid and shared by City of Fort Wayne Storm Relief Funds and also by benefitted property owners.

The property holders share of said improvement shall be apportioned against and paid by the said property holders benefited by said improvement, all according to the method and manner provided for in the Acts of the General Assembly of the State of Indiana, Indiana Code, Title 36, Act 36-9-19-32 and Acts 36-9-20-1 through 36-9-20-19 effective 1 September 1981, and the provisions of all Acts amendatory thereto and supplemental thereof.

ALSO:

That part of Ewing Street as originally platted in Ewing's Addition to the City of Fort Wayne, Allen County, Indiana which lies between Lot Number 1 of Block Number 8 in said Ewing's Addition and Lot Number 8 of Block Number 9 in said Ewing's Addition, containing 0.181 acres of land (7887 square feet) (Parcel "D")

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of portions of public street has been routed through the following departments: Street Engineering, Traffice Engineering, Water Engineering, Water Pollution Control Engineering, Electricial Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said portions of public street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said portions of public street hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portions of public street or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held September 26, 1984 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 26th DAY OF September 1984

FORT WAYNE BOARD OF PUBLIC WORKS & SAFETY

David J. Kiest

David J. Kiester
Director of Public Works

Cosette R Simon

Cosette R. Simon
Director of Administration and Finance

Lawrence D. Consalvos
Director of Public Safety

Assessments, if deferred, are to be paid in ten equal installments with interest at the rate set by the Board of Public Works per annum, and shall be financed by the Barrett Law Revolving Improvement Fund as provided for in the above entitled acts. All proceedings and any work done in said drainage improvmeent, assessment of property, collection of assessments and issuance of bonds, therefore, shall be as provided for in said above entitled acts and all amendments thereto and supplemental thereof.

ADOPTED this 1st **day of** October**, 1984.**

BOARD OF PUBLIC WORKS And SAFETY

David J. Kiest

David J. Kiester, Director of Public Works

Cosette R. Simon

Cosette R. Simon, Director of Administration & Finance

Lawrence J. Consalvos, Director of Public Safety

ATTEST: Helen Gochenour

Helen Gochenour, Clerk

APPROVED as to form an legality:

Richard I. Snouffer, Associate City Attorney

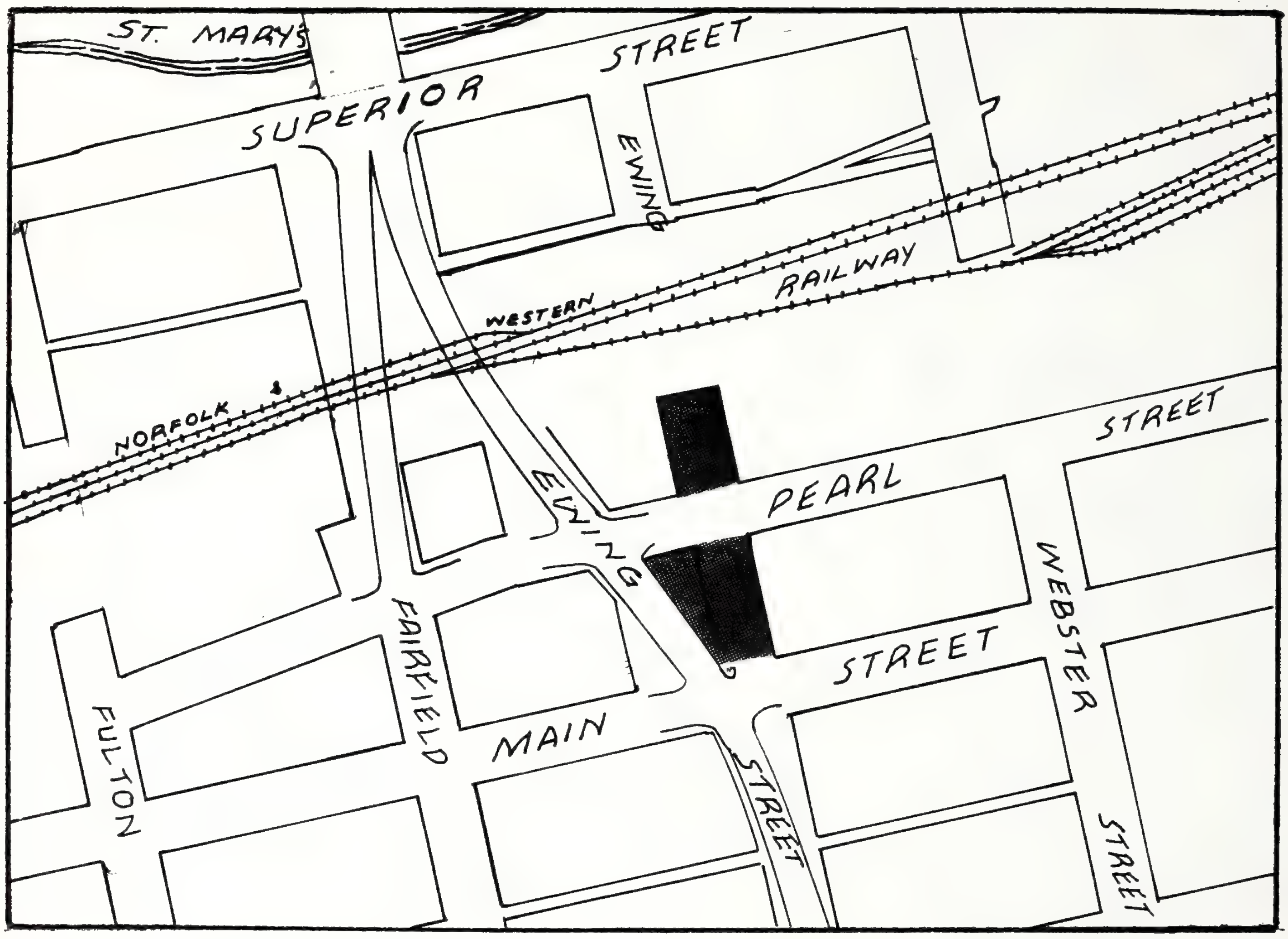
ASSOCIATE CITY ATTORNEY

VACATION PETITION -90

A PETITION TO VACATE THE DESCRIBED PUBLIC RIGHT OF WAY.

MAP NO. L-6

COUNCILMANIC DISTRICT NO. 1


ST. MARYS
SUPERIOR
STREET
EWING
NORFOLK &
WESTERN
RAILWAY
EWING
PEARL
STREET
WEBSTER
STREET
FAIRFIELD
MAIN
STREET
STREET
FULTON

Zoning:

Land Use:

G-84-08-09

Scale: 1"=200'

Date: 7-25-84

NORTH

Vacation of Portions of Ewing Street

ENGINEERING COMMENTS:

1. Park Board - Ok to vacate.

2. Street Engineering - Ok to vacate.

3. WPCE - Ok to vacate.

4. Traffic Engineering - Please notify Traffic Engineering prior to actual closure so they can remove sign.

5. I&M - Yes, we do require an easement for existing facilities. The East 14 feet of Ewing Street.

6. NIPSCO - No, we do not require an easement.

7. GTE - No we do not require an easement.

8. Cox Cable - No, we do not require an easement.

9/26/84
HI

RESOLUTION 74-114-23

WHEREAS, JOHN W. CARLILE, and DINNER BELL, INC., have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street situated in Fort Wayne, Allen County, to-wit:

> Sheffield Drive between Upper Huntington Road on the north and Covington Road on the south, as well as that triangular part of Upper Huntington Road bounded on the south by the north line of Lots No. 230 and 231 in Club Terrace Addition, on the east by the west line of Sheffield Drive and on the northwest by the southwest right-of-way line of Upper Huntington Road along Lots 225 through 229 Terrace Addition as projected,

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public street hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public street or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held Sept. 26, 1984 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 26th DAY OF September 1984

FORT WAYNE BOARD OF PUBLIC WORKS & SAFETY

David J. Kieste
David J. Kiester
Director of Public Works

Cosette R. Simon
Cosette R. Simon
Director of Administration and Finance

Lawrence D. Consalvos
Director of Public Safety

74-115-37
9/26/84
HI

RESOLUTION 74-115-37

WHEREAS, the existing facility in the Waynedale Police Sub Station requires major repairs; and

WHEREAS, it is not possible to complete those repairs before the beginning of winter; and

WHEREAS, we are losing our parking spaces at the Waynedale Police Sub Station; and

WHEREAS, continued investment in the Waynedale property is not economical; and

NOW THEREFORE, BE IT RESOLVED, the Board of Public Works and Safety deems it necessary to seek quotations for the remodeling of certain space at the Southtown Mall to be used as a police precinct sub-station.

Dated this 26th day of September, 1984.

BOARD OF PUBLIC WORKS AND SAFETY

David J. Kiest
David J. Kiester, Director
Board of Public Works

Cosette R. Simon, Director
Finance and Administration

Lawrence D. Consalvos
Lawrence D. Consalvos, Director
Board of Public Safety

ATTEST:

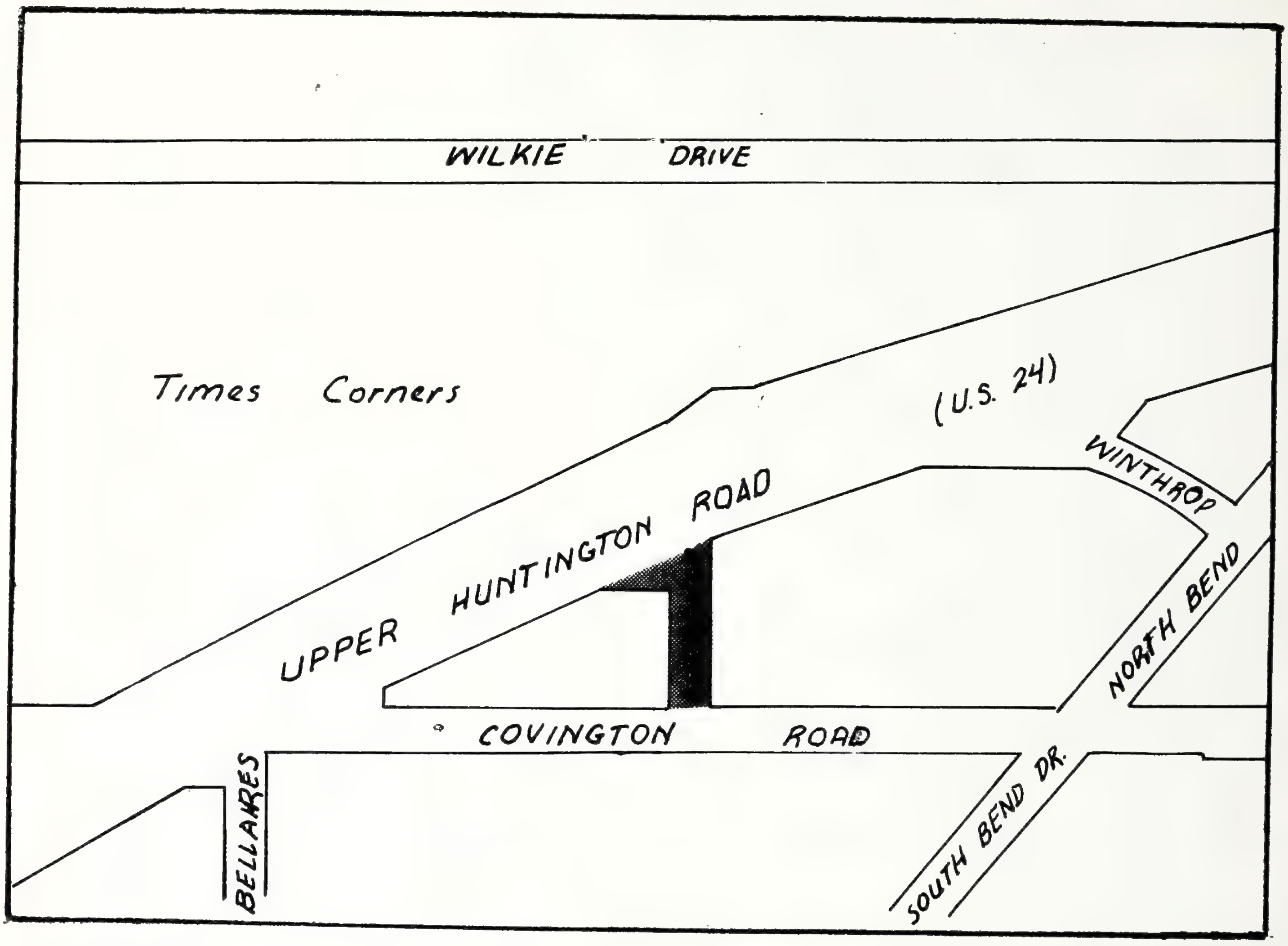
Helen V. Gochenour
Helen V. Gochenour, Clerk

VACATION PETITION - 91

A PETITION TO VACATE THE DESCRIBED PORTION OF STREET

MAP NO. E-3

COUNCILMANIC DISTRICT NO. 4


WILKIE DRIVE
Times Corners
(U.S. 24)
UPPER HUNTINGTON ROAD
WINTHROP
NORTH BEND
COVINGTON ROAD
BELLAIRES
SOUTH BEND DR.

Zoning:

Land Use:

6-84-04-07

Scale: 1" = 200'

Date: 7-24-84

NORTH

Vacation of Sheffield Drive

ENGINEERING COMMENTS:

1. Park Department - No effect on park and recreation services.
2. Traffic Engineering - No objection at this time.
3. Water Engineering - No easement is required.
4. Street Lighting - Ok to vacate.
5. Street Engineering - Ok to vacate.
6. GTE - No objection to vacation. GTE will retain easement of the West 14 feet thereof. Also a 14 foot easement beginning at a point on the West r/w line of Sheffield Drive said point being 180 feet North of the centerline of Covington Road; thence extending East a distance of 50 feet to the East r/w line of Sheffield Drive.
7. I&M - No objection to vacation. I&M will retain- easement of the West 14 feet thereof. Also a 14 foot easement beginning at a point on the West r.w line of Sheffield Drive said point being 180 feet North of the Centerline of Covington Road; thence extending south a distance of 50 feet to the South r/w line of Sheffield Drive.
8. NIPSCO - No objection to vacation. Retain easement for an active 2" gas main running down Sheffield Drive from the Covington Road to and across U.S. 24.
9. Cox Cable - No objection to vacation. Retain easement of the west 14 feet thereof. Also a 14 foot easement beginning at a point on the west r/w line of Sheffield Drive said point being 180 feet north of the centerline of Covington Road; thence extending south a distance of 50 feet to the south r/w line of Sheffield Drive.

HI
74-110-24
9/19/84

RESOLUTIONS OF THE BOARD OF PUBLIC WORKS AND SAFETY

COMES NOW, DAVID J. KIESTER, who as Director of the Board of Public Works is a member of the Board of Public Works and Safety; LAWRENCE D. CONSALVOS, who as Director of Public Safety is a member of the Board of Public Works and Safety; and COSETTE R. SIMON, who as the Director of Administration and Finance (City Controller) is a member of the Board of Public Works and Safety, and state as follows:

WHEREAS, there has been created pursuant to General Ordinance Number G-03-84, as passed by the Common Council of the City of Fort Wayne, Indiana and as approved and signed by the Mayor, a Board of Public Works and Safety, said Board formed pursuant to I.C. 36-4-9-5;

WHEREAS, the Board of Public Works and Safety is a joint Board which will perform all of those public works and safety responsibilities as required/allowed by Indiana law and the Municipal Code of this City;

WHEREAS, all official statutory action required by the Board of Public Works and Safety shall be taken by the three-member Board with the Director of Public Works serving as chairperson for all works matters and the Director of Public Safety serving as chairperson for all public safety matters; and

WHEREAS, the implementation of the Board of Public Works and Safety is not to come about until all individuals filling such a Board have been appointed.

NOW THEREFORE IT IS RESOLVED BY THE BOARD OF PUBLIC WORKS AND SAFETY AS FOLLOWS:

HI
9/19/84

EMERGENCY RESOLUTION 74-110-29

WHEREAS, the developer, Thomas J. Eckrich, has committed himself to complete the Mid America corporate office building at 609 East Cook Road, utilizing Industrial Revenue Bonding; and

WHEREAS, the City of Fort Wayne has requested City sanitary sewers be extended through said development to serve areas beyond the development site; and

WHEREAS, in order to avoid incurring additional costs after Developer has completed landscaping, grading, paving and drainage; and

WHEREAS, the construction season for sanitary sewers is rapidly drawing to a close as inclement weather would affect construction of the sanitary sewer thereby delaying site development;

NOW, THEREFORE, be it resolved that the Board of Public Works and Safety has declared that an emergency does exist and directs the Water Pollution Control Engineering Department to take invitational bids for the installation of sanitary sewers.

Adopted this 19th day of September, 1984.

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS AND SAFETY

David J. Kiester
David J. Kiester
Director of Public Works

Cosette R. Simon
Cosette R. Simon
Director of Finance and Administration

Lawrence D. Consalvos
Lawrence D. Consalvos
Director of Public Safety

ATTEST:

Helen V. Gochenour
Helen V. Gochenour, Clerk

BE IT RESOLVED THAT the Board of Public Works and Safety, as a joint Board, is hereby made effective;

BE IT FURTHER RESOLVED THAT the members of the Board of Public Works and Safety are: David J. Kiester - Director of Public Works, Lawrence D. Consalvos - Director of Public Safety, Cosette R. Simon - Director of Administration and Finance (City Controller);

BE IT FURTHER RESOLVED THAT the Board of Public Works and Safety shall have all of those powers and rights as conferred and allowed by Indiana law and the Municipal Code of this City;

BE IT FURTHER RESOLVED THAT all action heretofore taken by the separate Boards of Public Works and Safety are hereby ratified and confirmed and that all action heretofore taken by the Board of Public Works and Safety prior to the date hereof are hereby ratified and confirmed.

IN WITNESS WHEREOF, these Resolutions have been duly adopted and passed this 19th day of September, 1984.

David J. Kiest

DAVID J. KIESTER, Member of the Board
of Public Works and Safety

LAWRENCE D. CONSALVOS, Member of the
Board of Public Works and Safety

COSETTE R. SIMON, Member of the Board
of Public Works and Safety

ATTESTED BY:

Helen V. Gochenour

Helen V. Gochenour, Clerk

74-106-22
9/12/84
HI

SEDDLEMEYER SANITARY SEWER

Gary Street to Old Decatur Road

Resolution 892-1984

RESOLVED by the Board of Public Works of the City of Fort Wayne, State of Indiana that:

> The construction of local sewer, intended and adapted not only for use by the property holders whose property abuts thereon, but is also intended for receiving sewage from collateral drains, **be and the same is hereby ordered:**
>
> **MAIN LINE**
>
> > Beginning at the existing Manhole located 320± LF North of and 170± LF East of centerline intersection of Seddlemeyer Avenue and Gary Street; thence East 490± LF terminating at a proposed manhole.
> >
> > Said sewer to be 8" in diameter.

And, said sewer with all its appurtenances shall be constructed in accordance with the plans, profiles and specifications now on file in the Department of the Board of Public Works of said City.

In addition to the local sewer cost there is an Area Connection Fee in the amount of **$300.00 per acre** as provided by Resolution by the Board of Public Works for Sewer Resolution 181 and recorded in Minute Record 51-320-17 at the Board of Public Works. This all shall be a part of the total improvement cost.

The cost of said improvement shall be apportioned against and paid by the property holders benefited by said improvement, all according to the method and manner provided for in the Acts of the General Assembly of the State of Indiana, Indiana Code, Title 36, Act 36-9-19-32 and Acts 36-9-20-1 through 36-9-20-19 effective 1 September 1981, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments with interest at the rate set by the Board of Public Works, per annum, and shall be financed by the Barrett Law Revolving Improvement Fund as provided for in the above entitled acts. All proceedings and any work done in said sewer improvement, assessment of property, collection of assessments and issuance of bonds, therefore, shall be as provided for in said above-entitled acts and all amendments thereto and supplemental thereof.

ADOPTED this 12th **day of** Sept.**, 1984.**

BOARD OF PUBLIC WORKS

David Kiest
David J. Kiester, Chairman

Betty R. Collins, Member

Cosette R. Simon, Member

ATTEST:

Helen Gochenour
Helen Gochenour, Clerk

DEPARTMENT OF PURCHASES
NUMBER ONE EAST MAIN STREET, ROOM 940
FORT WAYNE, IN 46802
CORRESPONDENCE, CLAIM VOUCHERS, ETC., TO:

City Utilities Garage 330
1705 S. Lafayette
Fort Wayne IN 46803

Allen ~~County~~ Motors 004601
2300 W. Jefferson
Fort Wayne IN 46804

DELIVER TO: DEPARTMENT OR DIVISION

A— 34585

DATE 7/26/84
REQ. NO. 166B

THE ABOVE INFORMATION MUST APPEAR ON ALL INVOICES, BILLS OF LADING, DELIVERY TICKETS, PACKAGES AND CORRESPONDENCE.

INVOICE IN DUPLICATE

A CLAIM TO BE PROPERLY ITEMIZED, MUST SHOW KIND OF SERVICE, WHERE PERFORMED, DATES SERVICES RENDERED, BY WHOM, RATE PER DAY, NUMBER OF HOURS, RATE PER HOUR, PRICE PER FOOT, PER YARD, PER HUNDRED, PER POUND, PER TON, ETC. PLEASE USE SPACE BELOW.
XX

APPROPRIATION AND FUND NUMBER

QUANTITY ORDERED	UNIT	ITEMIZED CLAIM	UNIT PRICE	AMOUNT
		TAX EXEMPT (UNLESS OTHERWISE INDICATED)		
13	ea	1984, 2-door ford tempo sedans as per Bid no. 1130 (section "D")	8155.40	106,020.2
2	ea	1984 Ford Econoline vans as per Bid no. 1130 (section "E")	9965.13	19,930.2
2	ea	1984, Ford LTD wagons as per Bid no. 1130 (section "F")	9200.00	18,400.0
		TOTAL		144,350.4

CLAIM

SUBJECT TO COUNCILMANIC APPROVAL
DATE: 5/15/84
ORDINANCE NO.: S-51-84

(ADDITIONAL INFORMATION) All units delivered and excepted.

PURSUANT TO THE PROVISIONS AND PENALTIES OF CHAPTER 155, ACTS OF 1953
I HEREBY CERTIFY THAT THE FOREGOING IS JUST AND CORRECT, THAT THE AMOUNT CLAIMED IS LEGALLY DUE, AFTER ALLOWING ALL JUST CREDITS AND THAT NO PART OF THE SAME HAS BEEN PAID.

Dennis M. Miller

DATE 7-27 1984 TITLE Fleet Manager

Reynolds+Reynolds DAYTON, OHIO LITHO IN U.S.A.

RESOLUTION 74-101-18

WHEREAS, the City Utilities Garage has purchased 13-1984, 2-door Ford Tempo Sedans, 2-1984 Ford Econoline Vans and 2-1984 Ford LTD Wagons from Allen County Motors for a total purchase price of $144,350.46; and

WHEREAS, the cost of these automobiles is to be financed by the Master Lease funds; and

WHEREAS, those funds are not yet available, and said invoice for automobiles is due; and

NOW THEREFORE BE IT RESOLVED, that the Board of Public Works deems it necessary to pay for said automobiles out of the Water Pollution Control Utility funds and will reimburse the Water Pollution Control Utility as soon as the Master Lease proceeds are received including interest thereon.

Dated this 5th day of September, 1984.

BOARD OF PUBLIC WORKS

David J. Kiester
David J. Kiester, Chairman

Betty R. Collins, Member

Cosette R. Simon
Cosette R. Simon, Member

ATTEST:

Helen V. Gochenour
Helen V. Gochenour, Clerk

74-103-2.
9-7-8.

RESOLUTION OF THE BOARD OF WORKS OF THE CITY OF FORT WAYNE

WHEREAS, the Board of Works of the City of Fort Wayne is charged with the operation of the municipally owned utilities pursuant to I.C. 8-1.5-3-1 et seq; and

WHEREAS, one of the duties of the Board of Works is to recommend to the Common Council of the City of Fort Wayne reasonable and just rates and charges for services to the patrons of each utility; and

WHEREAS, the Board of Works has studied the rates and charges currently in effect for patrons of the water utility and has found those rates inadequate to produce an income sufficient to maintain the water utility property in a sound physical and financial condition; and

WHEREAS, the Board has received the recommendation of its financial consultant concerning rates and charges which would be adequate to maintain the utility property in a sound physical and financial condition together with providing sufficient revenue to conform to I.C. 8-1.5-3-8.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF WORKS OF THE CITY OF FORT WAYNE:

SECTION 1. That the proposed rates and charges contained on the attached Exhibit "A" be adopted and by a copy of this Resolution same be recommended to the Common Council of the City of Fort Wayne.

SECTION 2. The Board also hereby resolves to recommend

H2 74-131-19

9/5/84

84-019802

GRANT OF EASEMENT FOR WATER MAIN

THIS INDENTURE WITNESSETH, that we, BLACKHAWK VILLAGE PARTNERSHIP and WARD DEVELOPMENT COMPANY, INC., in consideration of One Dollar ($1.00) and other good and favorable considerations, the receipt whereof grantors hereby acknowledge, hereby give, grant and convey, but without warranty to the City of Fort Wayne, an Indiana Municipal Corporation of Allen County, in the State of Indiana, its successors and assigns, a right-of-way and easement to construct, maintain and operate a line of pipe six inches (6") in diameter, with all necessary appurtenances for the transportation and carrying of water, under, in and along said easement, which is more particularly described as follows, to wit:

> Part of the Northwest Quarter of Section 34, Township 31 North, Range 13 East, in Allen County, Indiana, more particularly described as follows:
>
> Beginning at a point on the east right of way line of Maplecrest Road, said point being 49.5 feet east of the west line of the Northwest Quarter of Section 34, Township 31 North, Range 13 East in Allen County, Indiana and 938.6 feet North of the intersection of the east right of way line of Maplecrest Road and the north right of way line of East State Blvd; said intersection being located 52 feet east of the west line of the NW-1/4 of Sec. 34-31-13; thence east and parallel to the north line of the NW-1/4 of Sec. 34-31-13, a distance of 603 feet to the point of curvature of a curve to the right having a radius of 135 feet; thence along the said curve to the right, a distance of 127.24 feet to the point of tangency of the said curve; thence southeast and perpendicular to the north right-of-way of East State Blvd. a distance of 300 feet to a point on the north right-of-way line of East State Blvd; thence northeast along the said north right-of-way line, a distance of 14 feet; thence northwest and perpendicular to the north right of way line of East State Blvd. a distance of 300 feet to the point of curvature of a curve to the left having a radius of 149 feet; thence along the said curve, a distance of 140.43 feet to the point of tangency of the said curve; thence west and parallel to the north line of the NW-1/4 of Sec. 34-31-13 a distance of 603 feet to a point on the east right of way line of Maplecrest Road; thence south along the said east right of way line, a distance of 14 feet to the point of beginning.

Grantee may at any time enter upon said premises for the repairing, maintaining and/or relaying said water main subject to the following:

> Grantor reserves all rights to the use of the property not inconsistent with the use of the easement for the purpose of which it is granted.
>
> Grantor reserves the right to dedicate the above described real estate, or any part thereof, for use as a public street or roadway.

We, the undersigned, hereby swear there is no Indiana Gross Income Tax due as a result of this conveyance.

BLACKHAWK VILLAGE PARTNERSHIP
by Oscar C. Mitson
Oscar C. Mitson, Partner

WARD DEVELOPMENT COMPANY, INC.
BY Allen C. Ward
Allen C. Ward, President

DULY ENTERED FOR TAXATION
AUG 16 1984
Gloria J. Gaglein
AUDITOR OF ALLEN COUNTY

1984 AUG 16 AM 11: 35
Virginia L Young
ALLEN COUNTY RECORDER

Elenore
Water Engineer
427-1142

5 5
C e a

to the Common Council of the City of Fort Wayne that the rates and charges be sufficient to include a reasonable return on the water utility plant of the City of Fort Wayne and further resolves that said rates and charges be sufficient to include money for the payment of moneys to the City of Fort Wayne in lieu of taxes that would otherwise be payable.

IN WITNESS WHEREOF, this Resolution is adopted this 7th day of September, 1984.

David J. Kiester
David J. Kiester, Chairman

Cosette R. Simon
Cosette R. Simon, Member

ATTEST:
Helen V. Gochenour
Helen V. Gochenour, Clerk

9/5/84

RESOLUTION 74-100-6-H.I.

WHEREAS, JOHN R. WORTHMAN has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated plat situated in Fort Wayne, Allen County, to-wit:

> Part of Lot #6 of Godfrey's Subdivision by Lewis Hewberger, Commissioner, as in Circuit Court Order Book "T", page 263 and in Deed Record 106, page 140, in the Office of the Recorder of Allen County, Indiana, recorded, of a part of John B. Richardville Reserve on the left bank of the St. Mary's River in Township 30 North, Range 12 East, Allen County, Indiana, being more particularly described as follows, to wit:
>
> Beginning at the Southwest corner of Winterset, Section III, an Addition to the City of Fort Wayne, Indiana, as recorded in Document #77-10736, in the Office of the Recorder of Allen County, Indiana; thence N 61°-20' E, on and along the Southerly line of said Winterset, Section III, a distance of 380.7 feet; thence S 82°-01' E, continuing along said Southerly line, a distance of 300.0 feet; thence N 75°-20' E, continuing along said Southerly line, a distance of 122.0 feet to the Southeasterly corner of said Winterset, Section III, being also a point on the waters edge of the St. Mary's River; thence S 24°-01' E, on and along said waters edge, a distance of 317.4 feet to a point on the North right-of-way line, of the Lower Huntington Rd; thence S 63°-28' W, on and along said North right-of-way line, a distance of 507.7 feet to the most Easterly corner of a certain tract of land conveyed to Marion T. Feasel, as recorded in Document #74-08984 in the Office of the Recorder of Allen County, Indiana; thence N 26°-32' W (recorded N 30°-00'W), on and along the Northeasterly line of said Feasel tract, a distance of 100.0 feet to the point of curvature of a regular curve to the left, having a radius of 50.0 feet; thence Northwesterly on and along the Northerly line of said Feasel tract, as defined by the arc of said curve, an arc distance of 78.54 feet (the chord of which bears N 71°-32' W for a length of 70.71 feet) to a point of tangency; thence S 63°-28'W (recorded S 60°-00'W), on and along the Northwesterly line of said Feasel tract, a distance of 137.17 feet to the most Westerly corner of said Feasel tract, being also a point on the centerline of the Winchester Road; thence Northwesterly, on and along said centerline of Winchester Road, being a regular curve to the left having a radius of 1145.92 feet, an arc distance of 43.39 feet (the chord of which bears N 31°-51' W for a length of 43.38 feet) to the point of tangency; thence N 32°-56' W, on and along said centerline of Winchester Road, a distance of 306.72 feet to the point of beginning, containing 6.769 acres of land, subject to the legal right-of-way for Winchester Road and subject to all legal easements of record.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3, of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of dedicated plat has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated plat hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated plat hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said plat or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said

[illegible]

"SEWER IMPROVEMENT RESOLUTION 401-84
Allen County Flood Control Board
1984 Flapgates

SEWER RESOLUTION 401-84
MODIFIED
Modification to sewer Resolution is necessary because
Engineering changes at Outfall Pipe No. 8 (correct description attached)

RESOLVED by the **Board of Public Works** of the City of Fort Wayne, Indiana, that the installation at fourteen (14) different locations of flapgates and a shutoff valve on existing storm sewer and combination sewer outfall pipes, which from their installation, size and character are intended for continued use by the City of Fort Wayne, **be and the same is hereby ordered:**

Outfall Pipe No. 1 (SJE-34)

Located on the East bank of the St. Joseph River approximately 50± LF North of and 360± feet West of the center of the intersection of St. Joe River Drive and Anthony Boulevard. This outfall is for an existing storm sewer.

Said construction shall consist of the modification of the existing concrete spillway and the installation of a flapgate.

Outfall Pipe No. 2 (SRW-18)

Located on the West bank of the Spy Run Creek approximately 120± feet North of and 60± feet East of the center of the intersection of Grove Street and Westbrook Drive. This outfall is for an existing storm sewer.

Said construction shall consist of the modification of the existing headwall and the installation of a flapgate.

Outfall Pipe No. 3 (MAN-6)

Located on the North bank of the Maumee River approximately 50± feet South of and 250± feet East of the center of the intersection of Niagara Drive and Pemberton Drive. This outfall is for an existing storm sewer.

Said construction shall consist of building a wooden flapgate and the installation of said flapgate on the existing headwall.

Outfall Pipe No. 4 (MAS-19)

Located on the South bank of the Maumee River in the abutment of the Anthony Boulevard Bridge. This outfall is for a combination sewer overflow.

Said construction shall consist of the installation of a flapgate.

Outfall Pipe No. 5 (MAS-37)

Located on the South bank of the Maumee River approximately 1200± feet East of and 60± feet North of the center of the intersection of Edsall Avenue and Dwenger Avenue. This outfall is for an existing storm sewer.

Said construction shall consist of the modification of the existing headwall and the installation of a flapgate.

utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held September 5, 1984 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 5th DAY OF September, 1984

FORT WAYNE BOARD OF PUBLIC WORKS

David J. Kiest

David J. Kiester, Chairman

Betty R. Collins, Member

Cosette R. Simon

Cosette R. Simon, Member

Outfall Pipe No. 6 (SMW-9)

Located on the North bank of the St. Mary's River approximately 160± feet East of the center of the North abutment of the Spy Run Bridge.

Said construction shall consist of the installation of a flapgate.

Outfall Pipe No. 7 (SME-14)

Located on the West bank of the St. Mary's River approximately 200± feet East of and 11± feet South of the center of the intersection of Duck Street and Barr Street. This outfall is for an existing storm sewer.

Said construction shall consist of the installation of a headwall and flapgate.

Outfall Pipe No. 8 (SME-15)

Located on the West bank of the St. Mary's River approximately 190± feet East of and 5± feet South of the center of the intersection of Duck Street and Barr Street. This outfall is for an existing combination sewer.

Said construction shall consist of the installation of a shutoff valve.

Outfall Pipe No. 9 (SME-47)

Located on the East bank of the St. Mary's River approximately 40± feet due North of the center of the intersection of Berry Street and Thieme Drive. This outfall is for an existing combination sewer.

Said construction shall consist of the modification of the existing headwall and the installation of a flapgate.

Outfall Pipe No. 10 (SMW-43)

Located on the West bank of the St. Mary's River approximately 1220± feet North of the center of Taylor Street Bridge. This outfall is for an existing combination sewer.

Said construction shall consist of the installation of a headwall and a flapgate.

Outfall Pipe No. 11 (SMW-67)

Located on the West bank of the St. Mary's River approximately 550± feet North of and 200± feet East of the center of the intersection of Engle Road and Bluffton Road and more particularly is directly under the bridge abutment of the walking bridge over the St. Mary's River. This outfall is for an existing combination sewer.

Said construction sahll consist of the installation of a flapgate.

Outfall Pipe No. 12 (SMW-90)

Located on the West bank of the St. Mary's River approximately 620± feet North of and 110± feet East of the center of the intersection of Winchester Road and Baer Field Thruway. This outfall is for an existing storm sewer.

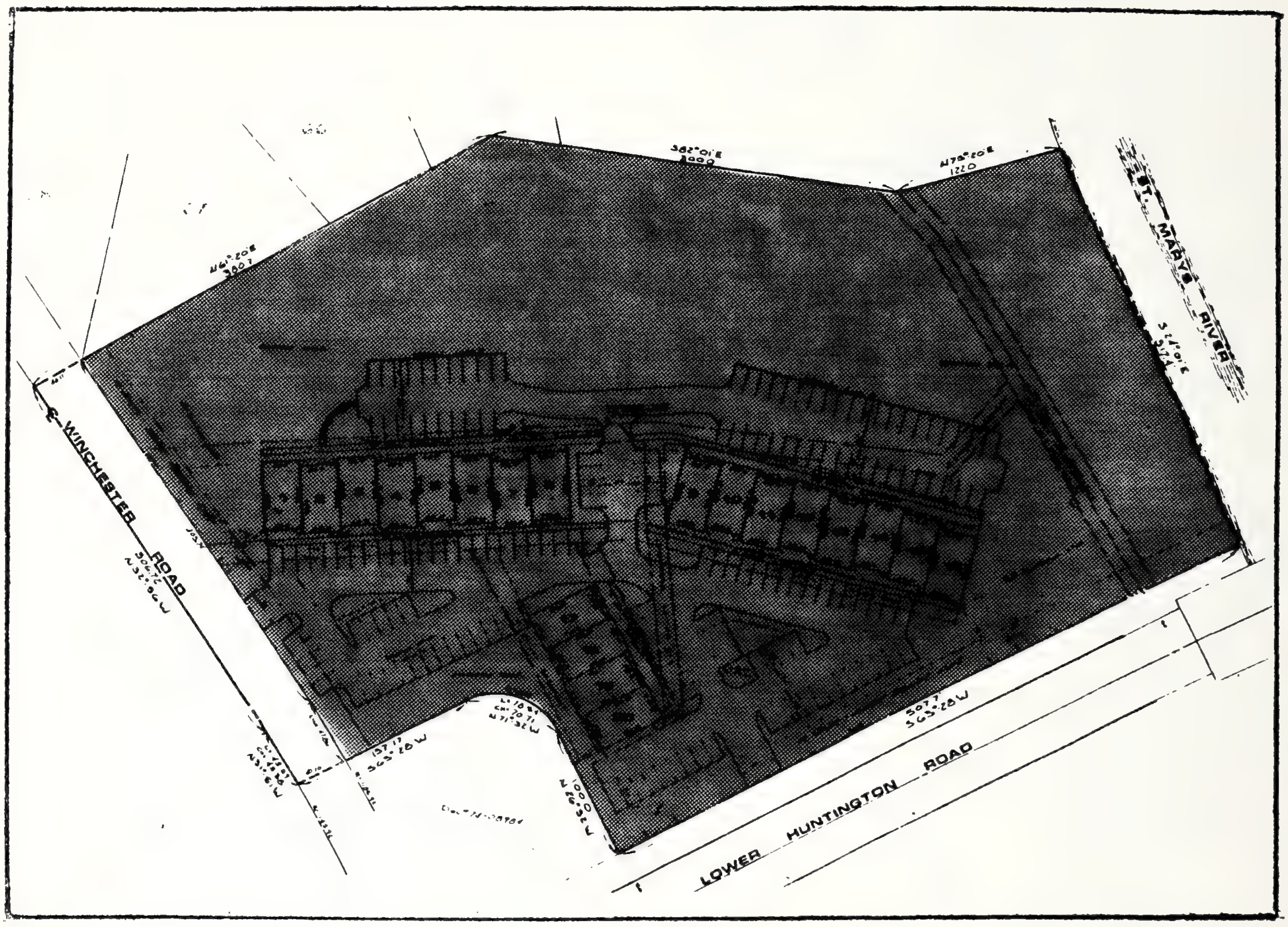
Said construction shall consist of the installation of a headwall and a flapgate.

VACATION PETITION -92

A. PETITION TO VACATE THE DESCRIBED PLAT.

MAP NO. L-27

COUNCILMANIC DISTRICT NO. 5


N61°20'E 300.7
S82°01'E 300.0
N75°20'E 122.0
ST. MARYS RIVER
WINCHESTER ROAD
137.13 S63°28'W
507.7 S63°28'W
LOWER HUNTINGTON ROAD

Zoning:

Land Use:

C-84-08-10

Scale: NOT TO SCALE

Date: 7-25-84

NORTH

Outfall Pipe No. 13 (SMW-92)

> Located on the West Bank of the St. Mary's River approximately 360± feet North of and 150± feet East of the center of the intersection of Blue Mist Road and Winterset Road. The outfall is for an existing storm sewer.

Said construction shall consist of the installation of a headwall and a flapgate.

Outfall Pipe No. 14 (FDW-12)

> Located on the West Bank of the Fairfield Ditch approximately 30± feet South of and 670± feet East of the center of the intersection of Ardmore Avenue and Limestone Drive. This outfall is for an existing storm sewer.

Said construction shall consist of the installation of a headwall and a flapgate.

All work done in the making of the aforementioned public improvement shall be in accordance with the terms and conditions of the Resolution aforementioned and the plans, profiles, special details and specifications now on file in the Office of the Board of Public Works.

It is hereby found by said **Board of Public Works** that the cost of said improvement shall be paid by the City of Fort Wayne, Indiana, out of City Sewer Utility Funds and shall be reimbursed with funds from the Indiana Department of Natural Resources through the Allen County Commissioners.

ADOPTED this 5th day of September, 1984.

BOARD OF PUBLIC WORKS

David J. Kiester, Chairman

Betty R. Collins, Member

Cosette R. Simon

Cosette R. Simon, Member

ATTEST:

Helen Gochenour

Helen Gochenour, Clerk

APPROVED as to form and legality:

Richard I. Snouffer, Associate
City Attorney

This instrument prepared by:
C. Duane Embury, P.E., Chief
Water Pollution Control Engineer
CITY OF FORT WAYNE

Vacation - Plat of Winterset Ridge Section III

ENGINEERING COMMENTS:

1. Street Lighting- OK to vacate.
2. W.P.C.E. - Need 20' easement for 48" St. Mary's intercepter sewer which runs along the east side of said plat and St. Mary's River.
3. Water Engineering - We have no objections to the vacation.
4. Traffic Engineering - OK to vacate.
5. Park Dept. - SEE ATTACHED

Memorandum

To Gary Baeten, City Plan Commission Date 8-6-84

From Kim Raible, Parks and Recreation Department

Subject Vacation of Winterset Section III

COPIES TO:

Fred Yoss

It is the policy of the Ft. Wayne Parks and Recreation Department to request easements of a minimum of 50 feet and maximum of 200 feet on all riverbank property for future Rivergreenway development.

Otherwise, no effect on park and recreation services.

RECEIVED
AUG - 7 1984
FORT WAYNE
CITY PLANNING COMMISSION

EASEMENT

The undersigned John R. Worthman, Inc., an Indiana Corporation, by and through its duly authorized officers does by this instrument give and grant to the City of Fort Wayne, Indiana a permanent easement over and across the real estate described as that part of the land below 765 foot mean sea elevation contained within the real estate described as:

> Part of Lot #6 of Godfrey's Subdivision by Lewis Hewberger, Commissioner, as in Circuit Court Order Book "T", page 263 and in Deed Record 106, page 140, in the Office of the Recorder of Allen County, Indiana, recorded, of a part of John B. Richardville Reserve on the left bank of the St. Mary's River in Township 30 North, Range 12 East, Allen County, Indiana, being more particularly described as follows, to wit:
>
> Beginning at the Southwest corner of Winterset, Section III, an Addition to the City of Fort Wayne, Indiana, as recorded in Document #77-10736, in the Office of the Recorder of Allen County, Indiana; thence N 61°-20' E, on and along the Southerly line of said Winterset, Section III, a distance of 380.7 feet; thence S 82°-01' E, continuing along said Southerly line, a distance of 300.0 feet; thence N 75°-20' E, continuing along said Southerly line, a distance of 122.0 feet to the Southeasterly corner of said Winterset, Section III, being also a point on the waters edge of the St. Mary's River; thence S 24°-01' E, on and along said waters edge, a distance of 317.4 feet to a point on the North right-of-way line, of the Lower Huntington Rd; thence S 63°-28' W, on and along said North right-of-way line, a distance of 507.7 feet to the most Easterly corner of a certain tract of land conveyed to Marion T. Feasel, as recorded in Document #74-08984 in the Office of the Recorder of Allen County, Indiana; thence N 26°-32' W (recorded N 30°-00'W), on and along the Northeasterly line of said Feasel tract, a distance of 100.0 feet to the point of curvature of a regular curve to the left, having a radius of 50.0 feet; thence Northwesterly on and along the Northerly line of said Feasel tract, as defined by the arc of said curve, an arc distance of 78.54 feet (the chord of which bears N 71°-32' W for a length of 70.71 feet) to a point of tangency; thence S 63°-28'W (recorded S 60°-00'W), on and along the Northwesterly line of said Feasel tract, a distance of 137.17 feet to the most Westerly corner of said Feasel tract, being also a point on the centerline of the Winchester Road; thence Northwesterly, on and along said centerline of Winchester Road, being a regular curve to the left having a radius of 1145.92 feet, an arc distance of 43.39 feet (the chord of which bears N 31°-51' W for a length of 43.38 feet) to the point of tangency; thence N 32°-56' W, on and along said centerline of Winchester Road, a distance of 306.72 feet to the point of beginning, containing 6.769 acres of land, subject to the legal right-of-way for Winchester Road and subject to all legal easements of record.

to be part of the river greenway project. In witness whereof the undersigned has attached its Corporate seal this day of August, 1984.

JOHN R. WORTHMAN, INC.
By: Ronald E. Flohr
RONALD E. FLOHR, President
By:
Jack R. Worthman, Vice President

The undersigned persons executing this document represents and certifies on behalf of the Grantors, that each of the undersigned is a duly elected officer of the Grantors and has been fully empowered by proper resolution, or the by-laws of the Grantors, to execute and deliver this document; that the Grantors are a corporation in good standing in the State of its origin and, where required, in the State where the subject real estate is situate; that the Grantors have full corporate capacity to convey the real estate described;

and that all necessary corporate action for the making of this conveyance has been duly taken.

IN WITNESS WHEREOF, Grantors have caused this document to be executed this 31th day of August, 1984.

JOHN R. WORTHMAN, INC.

BY Ronald E. Flohr
Ronald E. Flohr, its President

BY
Jack R. Worthman, its Vice-President

STATE OF INDIANA)
)SS:
COUNTY OF ALLEN)

Before me, a Notary Public in and for said County and State, personally appeared Ronald E. Flohr and Jack R. Worthman the President and Vice President, respectively of JOHN R. WORTHMAN, INC. who acknowledged execution of the foregoing document for an on behalf of Grantors, and who, having been duly sworn, stated that the representations therein contained are true.

Witness my hand and Notarial Seal this 3[illegible] day of August, 1984.

MY COMMISSION EXPIRES:
[illegible]

Signature:
Printed: [illegible] Notary Public
A Resident of [illegible] County

THIS INSTRUMENT WAS PREPARED BY EDWARD J. MOPPERT, ATTORNEY AT LAW

74-99-14
8/29/84 H.I.

RESOLUTION 74-99-14

WHEREAS, LINCOLN NATIONAL LIFE INSURANCE has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alleys situated in Fort Wayne, Allen County, Indiana, to-wit;

> The portion of that certain 10 foot North-South alley which is bounded on the West by Lot 62 of Brackenridge Addition to the City Fort Wayne, by Lot 7 of Baker's Addition to the City of Fort Wayne, and which said alley is bounded on the East by Lots 55 through 61, inclusive, of Brackenridge Addition to the City of Fort Wayne, by Lots 4 through 6, inclusive in Baker's Addition to the City of Fort Wayne (hereinafter referred to as North-South Alley); and
>
> The portion of that certain 10 foot east-west alley which is bounded on the north by Lots 62 through 66, inclusive, of Brackenridge Addition to the City of Fort Wayne, and which is bounded on the south by Lots 7 through 11, inclusive, of Baker's Addition to the City of Fort Wayne, inclusive of Baker's Addition to the City of Fort Wayne (hereinafter referred to as East-West Alley);

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public alleys has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public alleys hereinbefore described as conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public alleys hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public alleys or part thereof for the vacation of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held August 29, 1984 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 29th DAY OF August 1984

FORT WAYNE BOARD OF PUBLIC WORKS

David J Kiest
David J. Kiester, Chairman

Cosette R Simon
Cosette R. Simon, Member

Betty R. Collins, Member

EMERGENCY RESOLUTION 74-91-1

WHEREAS, during the Water Pollution Control Plant Expansion of 1975, two existing 6" 1940 vintage lines were revised for transport of cooling water from engine/generators and for supplying cooling and seal water to pump, engines etc.; and

WHEREAS, approximately 100' of pipe which is buried between the Control Building and Aeration Tunnel developed leaks at the lead joints; and

WHEREAS, with the more continuous operation of the engine/generators, these leaking pipes are progressively getting worse; and

WHEREAS, both lines are required to operate the engines to maintain plant operation, Shambaugh & Son, Inc. a joint contractor for the plant expansion, was contracted to review the problem; and

WHEREAS, their quote for the correction of this problem is $13,126.00;

NOW THEREFORE, BE IT RESOLVED that the Board of Public Works declares an emergency does exist and orders the Purchasing Department to issue a purchase order to Shambaugh & Son, Inc. in the amount of $13,126.00 for correction of the above mentioned repair.

Dated this 13th day of August, 1984.

BOARD OF PUBLIC WORKS

David J. Kiest
David J. Kiester, Chairman

Betty R. Collins, Member

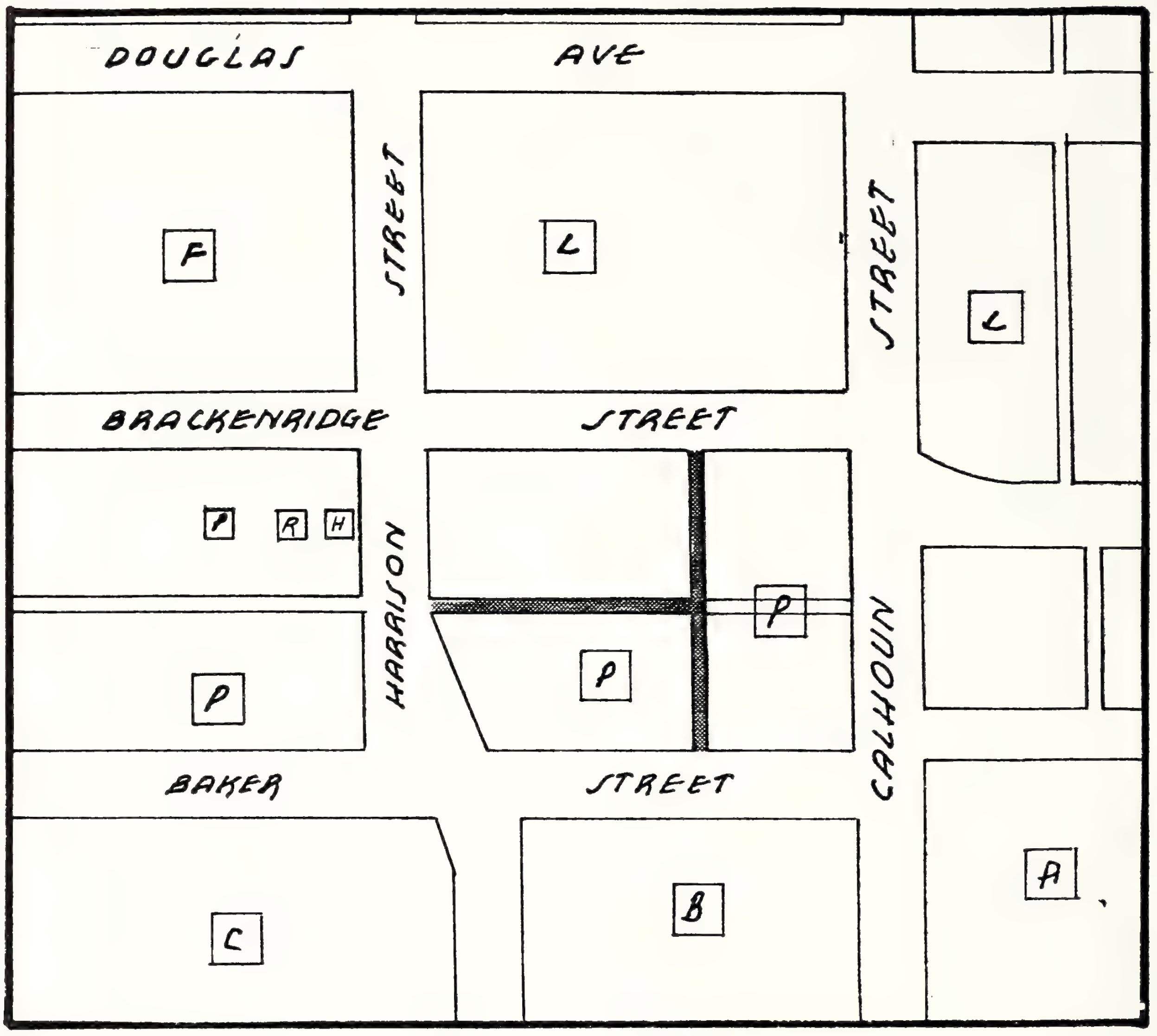
Cosette Simon
Cosette R. Simon, Member

ATTEST:

Helen V. Gochenour
Helen V. Gochenour, Clerk

A PETITION TO VACATE THAT CERTAIN PUBLIC ALLEY AS DESCRIBED.

MAP NO. M-2 COUNCILMANIC DISTRICT NO. 1


DOUGLAS AVE
STREET
STREET
F
L
L
BRACKENRIDGE STREET
P
R
H
HARRISON
P
P
P
CALHOUN
BAKER STREET
C
B
A

LAND USE

A Mike's Car Wash
B South Bus Transfer Station
C Amtrak Train Station
F Federal Building
L Lincoln Life
P Parking
R Rasidential
H Commerial

NORTH
SCALE 1"=200

G-84-08-08

6-11-84

N/S alley between Brackenridge & Baker and E/W alley between Harrison & Calhoun

ENGINEERING COMMENTS:

1. WPCE - See Attached

2. Traffic Engineering - First driveway east of Harrison Street on the north side of Baker St. should be removed.

3. Park Board - Ok to vacate

4. Water Engineering - There is a 6" water main in this alley easement will be required.

Re: Vacation of E/W alley between Harrison & Calhoun.

1. GT&E - Yes, we do require an easement for existing facilities. GTE requires an easement between Calhoun & Harrison.

2. I&M - No we do not require an easement.

3. Cox Cable - No, we do not require easement.

4. NIPSCO - Yes, we do require ane easement. For existing facilities.

Re: Vacation of N/S alley between Brackenridge & Baker

1. GT&E - Yes, we do require an easement. for existing facilities. GTE requires an easement between Calhoun & Harrison.

2. Cox Cable - No, we do not require an easement.

3. NIPSCO - No, we do not require an easement.

4. I & M - No, we do not require an easement.

74-88-11-IH
8/8/84

Form 1'29

Improvement Resolution

FOR STREET OR ALLEY

No. 6011-84

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve Eckart Street from the west property line of Plaza Drive to the east property line of Abbott Street by the installation of new pavement with curbs, drainage and sidewalk. The sidewalk location is to be the total length on the south side, and only between Plaza Drive and Alexander Street on the north side.

THIS AREA IS ALSO KNOWN AS: PONTIAC PLACE PHASE III

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid by Community Development and Planning and City Utilities.

Adopted, this 8th *day of* August, 1984

ATTEST:

Helen V. Gochenaur
Secretary and Clerk

BOARD OF PUBLIC WORKS:

David J. Kiet

74-88-18 - H.I

Mailing Address:
920 City-County Bldg.
Ft. Wayne, IN 46802

84-018811
DULY ENTERED FOR TAXATION
JUL 25 1984
Gloria J. Goeglein
AUDITOR OF ALLEN COUNTY

COMMISSIONERS' QUITCLAIM DEED

THIS INDENTURE WITNESSETH that ALLEN COUNTY, STATE OF INDIANA, by the Board of Commissioners of the County of Allen, Indiana, releases and quitclaims to the City of Fort Wayne of Allen County, State of Indiana the receipt of which is hereby acknowledged, the following real estate in Allen County, in the State of Indiana, to-wit:

> Lot 224, Lewis Addition to the City of Fort Wayne, Allen County, Indiana, (Commonly known as 507 East Masterson, Key #93-3286-5224)
>
> South 62.1 feet of West 1/2 of Lot 202, Lewis Addition to the City of Fort Wayne, Allen County, Indiana (Commonly known as 1815 Clay, Key #93-3286-5293)

SUBJECT to the real estate taxes for 1984, and to all real estate taxes assessed thereafter, and further SUBJECT to all assessments, encumbrances, restrictions, and easements of record, and to all visible easements not of record.

Dated this 24th day of July, 1984.

THE BOARD OF COMMISSIONERS
OF THE COUNTY OF ALLEN, INDIANA

By: Richard M Regedanz
Richard M. Regedanz

By: Richard M Ellenwood
Richard M. Ellenwood

By:
Jack R. Worthman

ATTEST:
Gloria J. Goeglein
Gloria J. Goeglein, Auditor

STATE OF INDIANA)
COUNTY OF ALLEN) SS:

Before me, the undersigned, a Notary Public in and for Allen County, Indiana, this 24th day of July, 1984, personally appeared, Richard M. Regedanz, Richard M. Ellenwood, and Jack R. Worthman, the members of the Board of Commissioners attested by Gloria J. Goeglein, Allen County Auditor, and acknowledged the execution of the foregoing Commissioners' Quitclaim Deed.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal.
My commission expires:
March 28, 1988

Sandra R. Wolfe
Sandra R. Wolfe
Notary Public
Resident of Allen County

This instrument prepared by G. William Fishering III, Allen County Attorney.

INSTRUMENT S 5210 8.00

Carolyn
427-1112
Board of Works

ESTIMATE OF QUANTITIES

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE:

W.O. # 10,558
Center Line Length ____
Property Frontage ____

Project Name: Eckart

ITEM NO.	ITEM	QUANTITY	UNIT
1	Removal of Structures and Obstructions (Including Bulk Head)	1	L.S
2	Common Excavation	667	C.Y
3	6" Concrete Pavement	1873	S.Y
4	4" Concrete Sidewalk	4250	S.F
5	6" Wingwalk	1278	S.F
6	6" Concrete Driveway	171	S.Y
7	8" Concrete Alley Approach	88	S.Y
8	Concrete Curb Type II-A	1362	L.F
9	7" Concrete, Pavement 2" Recess	20	S.Y
10	Asphalt Patching Over Sewer Trench	20	S.Y
11	Subsurface Drain Including Pipe Stone & Engineer	1100	L.F
	Fabrics		
12	2" Conduit	225	L.F
13	Adjust Casting to Grade	1	Ea.
14	Seeding, Fert., Mulch & Fine Grading	560	S.Y
15	Pipe RCP 18" Class IV (Including Backfill)	294	L.F
16	Pipe RCP Class V (Including Backfill)	341	L.F
17	Inlet Type I-C	4	Ea.
18	Inlet Type III-C	1	Ea.
19	Manhole Type I-C	2	Ea.
20	CB Type I-A	1	Ea.
	Sub Total		
	Engineering & Inspection @ 10%		
	Total Estimated Cost		

Note:

Sheet ___ of ___

RESOLUTION 74-88-18

WHEREAS, the County of Allen is the owner in fee of the following described real estate;

Lot 224, Lewis Addition to the City
of Fort Wayne, Allen County, Indiana,
(Commonly known as 507 East Masterson
Key #93-3286-5224)

South 62.1 feet of West 1/2 of Lot 202
Lewis Addition to the City of Fort Wayne
Allen County, Indiana, (Commonly known
as 1815 Clay, Key #93-3286-5293)

WHEREAS, said real estate is no longer required or satisfactory for the County's business or recreational purposes, and

WHEREAS, the County desires to give said surplus real estate to the City of Fort Wayne, a City located in the County of Allen to be used by the City of Fort Wayne for its own particular purposes; and

WHEREAS, the City of Fort Wayne desires to accept said real estate for its own particular purposes; and

NOW THEREFORE BE IT RESOLVED, that the Board of Public Works of the City of Fort Wayne does hereby accept said real estate from the County of Allen.

Dated this 23rd day of July, 1984.

BOARD OF PUBLIC WORKS

David J. Kiester

David J. Kiester, Chairman

H. James Haley

H. James Haley, Member

Betty R. Collins

Betty R. Collins, Member

ATTEST:

Helen V. Gochenour

Helen V. Gochenour, Clerk

RESOLUTION

WHEREAS, the County of Allen is the owner in fee of the following described real estate:

Lot 224, Lewis Addition to the City
of Fort Wayne, Allen County, Indiana, -1979
(Commonly known as 507 East Masterson
Key #93-3286-5224)

South 62.1 feet of West 1/2 of Lot 202
Lewis Addition to the City of Fort Wayne 11-9-82
Allen County, Indiana, (Commonly known
as 1815 Clay, Key #93-3286-5293)

WHEREAS, said real estate is no longer required or satisfactory for the County's business or recreational purposes; and

WHEREAS, the County desires to give said surplus real estate to the City of Fort Wayne, a City located in the County of Allen to be used by the City of Fort Wayne for its own particular purposes; and

WHEREAS, the City of Fort Wayne desires to accept said real estate for its own particular purposes; and

WHEREAS, the City of Fort Wayne has signed a resolution accepting said real estate from the County of Allen; and

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Allen will issue a Commissioners' Deed to the City of Fort Wayne for the above-mentioned property. Dated this 23rd day of July, 1984

BOARD OF COMMISSIONERS OF THE COUNTY OF ALLEN

Richard M [illegible]

ATTEST:

Gloria J. Goeglein
Gloria J. Goeglein, Auditor

S-98-94
rat. 8/28/84

RESOLUTION 74-85-10

WHEREAS, the residents of Sumner Court Addition, 6620 Sumner Court to 6718 Sumner Court have petitioned the Board of Public Works to rename Sumner Court to Ludwig Circle; and

WHEREAS, Sumner Court is only a few feet long running northerly from Cook Road Ludwig Rd. (HG) to Ludwig Circle; and

WHEREAS, the name changes from Ludwig Circle at that point to Sumner Court; and

WHEREAS, it would be of benefit not only to property owners but to the City to have Sumner Court renamed to Ludwig Circle; and

NOW THEREFORE BE IT RESOLVED, that the Board of Public Works of the City of Fort Wayne does hereby rename Sumner Court to Ludwig Circle.

BOARD OF PUBLIC WORKS

David J. Kiest
David J. Kiester, Chairman

Betty R. Collins, Member

H. James Haley
H. James Haley, Member

ATTEST:

Helen V. Gochenour
Helen V. Gochenour, Clerk

STREET LIGHTING RESOLUTION

No. # 179-84

Street Lighting Maintenance
and Unit Price

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to obtain bids for the maintenance of and new construction on the municipally owned street lighting system of the said City and such work is now ordered.

Adopted this 25th day of July 1984

Board of Public Works

David J. Kiester

James Haley

Attest:

Helen V. Gochenour
Clerk

HI
[illegible]

RESOLUTION 74-83-3

WHEREAS, the Police Department of the City of Fort Wayne has purchased 28 Ford Crown Victoria 4-Door Sedans with Police Package from Bob Jackson Ford Sales for a total purchase price of $297,932.60; and

WHEREAS, the cost of these sedans is to be financed by the Master Lease funds; and

WHEREAS, those funds are not yet available, and said invoice for sedans is due; and

NOW THEREFORE BE IT RESOLVED, that the Board of Public Works deems it necessary to pay for said sedans out of the Water Pollution Control Utility funds and will reimburse the Water Pollution Control Utility as soon as the Master Lease proceeds are received including interest thereon.

Dated this 1st day of August, 1984.

BOARD OF PUBLIC WORKS

David J. Kiester
David J. Kiester, Chairman

Betty R. Collins
Betty R. Collins, Member

H. James Haley
H. James Haley, Member

ATTEST:

Helen V. Gochenour
Helen V. Gochenour, Clerk

RESOLUTION 74-80-1

7/24/84

WHEREAS, the Communications Department of the City of Fort Wayne has purchased 60 mobile radios and equipment for police cars from Motorola C & E for a total purchase price of $66,420.00; and

WHEREAS, the cost of these radios is to be financed by the Master Lease funds; and

WHEREAS, those funds are not yet available, and said invoice for radios is due; and

NOW THEREFORE BE IT RESOLVED, that the Board of Public Works deems it necessary to pay for said radios out of the Water Pollution Control Utility funds and will reimburse the Water Pollution Control Utility as soon as the Master Lease proceeds are received including interest thereon.

Dated this 24th day of July, 1984.

BOARD OF PUBLIC WORKS

David J. Kiest

David J. Kiester, Chairman

H James Haley

H. James Haley, Member

Betty R. Collins, Member

ATTEST:

Helen V. Gochenour

Helen V. Gochenour, Clerk

HI
7/18/84

RESOLUTION 74-78-18

WHEREAS, CALVARY CHAPEL via REV. WILLIE BOLDEN has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley situated in Fort Wayne, Allen County, to-wit:

> The portion of East/West alley located between Hugh Street & Hayden Street, commencing at a poing located at the northeast corner of Lot #604; thence west along the north property line of Lot #604 a distance of 175 feet; thence north 90 degrees 0 minutes to the south line of Lot #605; thence east along the south line of Lot #605 to the west right-of-way of Francis Street; thence south along the west right-of-way of Francis Street to the place of beginning

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of said public alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public alley hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held July 18, 1984 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 18th DAY OF July 1984

FORT WAYNE BOARD OF PUBLIC WORKS

David Kiest
David J. Kiester, Chairman

Betty R. Collins, Member

H James Haley
H. James Haley, Member

74-79-3
4.E.
7/20/84

AGREEMENT

Agreement between City of Fort Wayne, Indiana by and through its Board of Public Works (City) and Zacher-Keough Trust for Dana-Weatherhead (Company).

WHEREAS, the City has adopted a policy of participating in costs associated with extension of sewer or water mains and other public infrastructure (the improvements) to companies expanding and creating jobs; and

WHEREAS, the Company has applied to the City requesting the City's participation in a project located at Brotherhood Office Park (project site), which project will create 40 new jobs within one year of completion; and

WHEREAS, the total cost of public improvements eligible is $3,645.00 Dollars.

NOW THEREFORE, for and in consideration of the mutual promises herein contained, the parties agree as follows:

SECTION 1. The Company will complete sewer and water extensions to the project site at an approximate cost of $9,103.00 Dollars. The City agrees that it will contribute forty percent (40%) of the cost of the said improvements not to exceed $3,645.00 Dollars.

SECTION 2. The parties agree that at the time of execution of the Agreement there are 0 employees located at the project site, a list of said employees and their social security numbers is attached hereto as Exhibit "A". The Company agrees that within one (1) year of completion of the project, an additional 40 new, permanent jobs will be created at the project site. A list of those employees and their social security numbers after one (1) year will be reported to the City's Department of Economic Development.

SECTION 3. The Company agrees that in the event fewer than 40 new, permanent jobs are created at the project site within 1 year of starting operations, then the Company shall be required to repay to the City the total amounts contributed by the City hereunder and in addition, to pay nine percent (9%)

FACT SHEET

G-84-01-09(AS AMENDED)
BILL NUMBER

Division of Community Development & Planning

BRIEF TITLE	**APPROVAL DEADLINE**	**REASON**
Alley Vacation Ordinance	None	

DETAILS

Specific Location and/or Address

E/W alley between Hanna & Francis Streets

Reason for Project

Construct a new church.

Discussion (Including relationship to other Council actions)

Rev. Bolden stated that the Calvary Chapel was in the process of buying up all of the property within that particular area in order to build a church.

Jessie Williams, 1401 S. Hanna stated that he operated a barber shop on the north half of Lot 599 and that the closing of this alley would landlock his property.

Rev. Bolden stated that they were negotiating with Mr. Williams at the time to purchase his property.

The request was deferred at the January 23, 1984 Business Meeting and again at the February 27, 1984 Business Meeting. Rev. Bolden and Mr. Williams were unable at this time to settle on a price for Mr. William's property. At the February 27th meeting the case was deferred for 90 days.

At the June 25, 1984 Business Meeting the staff recommended approval of the alley between Lots 604 & 605 and denial of the portion of alley between Lots 599 & 598.

An agreement between Mr. Williams and

POSITIONS	**RECOMMENDATIONS**
Sponsor	City Plan Commission
Area Affected	**City Wide** **Other Areas**
Applicants/ Proponents	**Applicant(s)** Calvary Chapel Rev. Willie Bolden **City Department** **Other**
Opponents	**Groups or Individuals** Jessie Williams **Basis of Opposition** Closing of alley would landlock his property.
Staff Recommendation	☒ For ☐ Against (AS AMENDED) **Reason Against**
Board or Commission Recommendation	**By** ☐ For ☐ Against ☐ No Action Taken ☒ For with revisions to conditions (See Details column for conditions)
CITY COUNCIL ACTIONS (For Council use only)	☐ Pass ☐ Other ☐ Pass (as amended) ☐ Hold ☐ Council Sub. ☐ Do not pass

interest per annum on said amount from the date the contribution is made by the City until paid. Said repayment shall be due not more than one (1) year from the date the jobs were required to be created. In the event the Company fails to make said repayment, they shall also be liable to the City for costs of collection including a reasonable attorney fee.

CITY OF FORT WAYNE ~~BY~~ AND THROUGH
ITS BOARD OF PUBLIC WORKS.

BY: David Kiester
David Kiester, Chairman

BY: Betty R. Collins
Betty Collins

BY: H. James Harley

BY: Alfred J. Zacher
Al Zacher

DATE: June 20, 1984

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

DETAILS

Rev. Bolden was never reached.

POLICY/PROGRAM IMPACT

Policy or Program Change	☒ No ☐ Yes
Operational Impact Assessment	

(This space for further discussion)

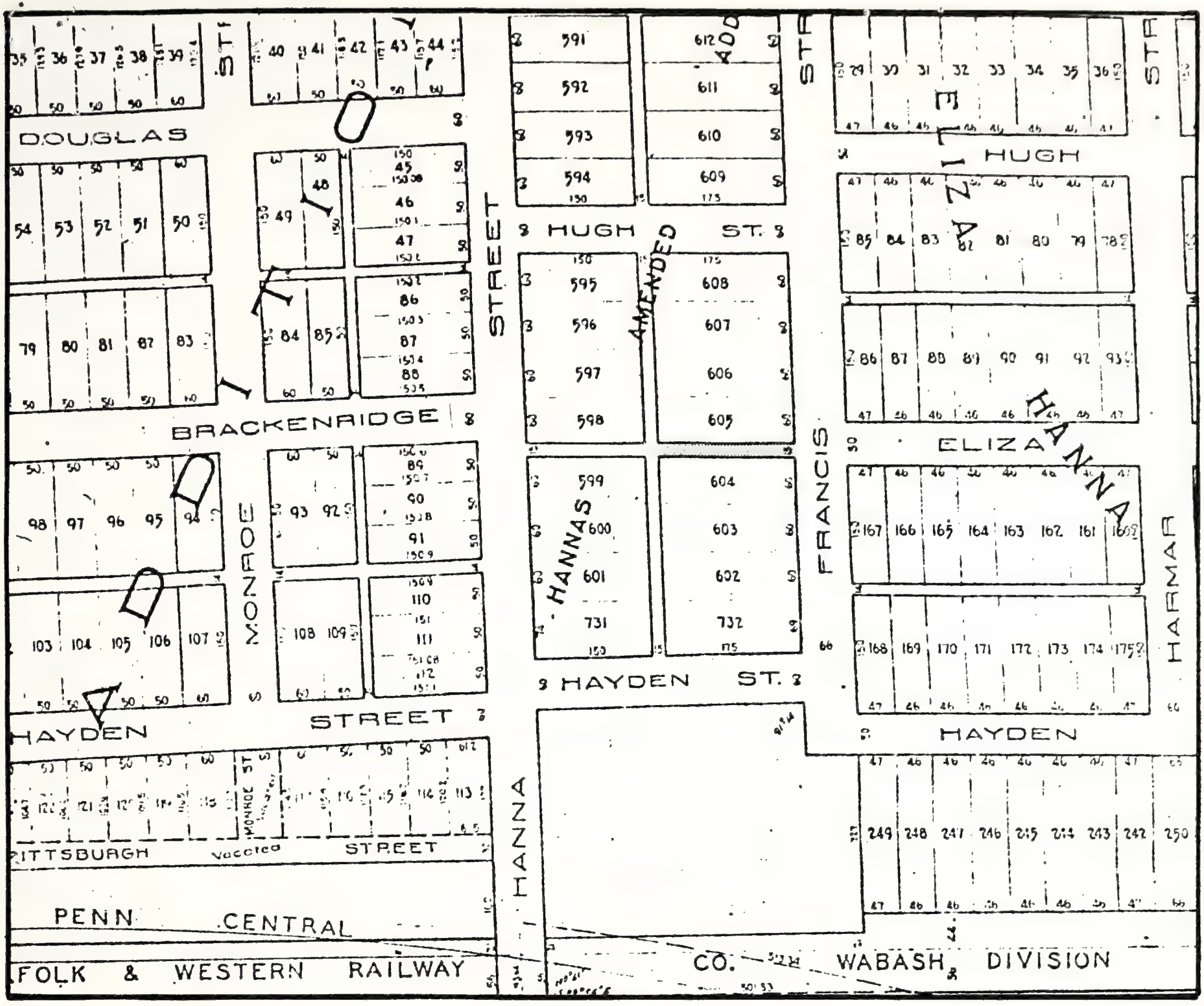
Project Start **Date** September 1, 1983

Projected Completion or Occupancy **Date** June 25, 1984

Fact Sheet Prepared by **Date** July 17, 1984
Pat Biancaniello

Reviewed by **Date**

Reference or Case Number


DOUGLAS
BRACKENRIDGE
HAYDEN
STREET
PITTSBURGH
Vacated
STREET
PENN CENTRAL
FOLK & WESTERN RAILWAY
MONROE
STREET
HUGH ST.
HAYDEN ST.
HANNAS
AMENDED
HANNA
FRANCIS
STR
HUGH
ELIZA
HANNA
HARMAR
CO.
WABASH DIVISION
ADDITION
ELIZA HANNA

▨ A PETITION TO VACATE THE ABOVE DESCRIBED PORTION OF ALLEY.

N

MAP NO. N-2

C-84-01-09 (as amended)

11-1-83

VACATION: First alley south of Hugh Street from the east line of Hanna Street to the west line of Francis Street except N/S alley intersection.

ENGINEERING REMARKS:

1. WPCE

a. The description of the proposed vacation appears to be ambiguous.
b. The existing 12" main line in said alley betwen Francis and 1st alley west would need to be relocated.
c. Existing sewers have been located in red on attached map.

2. Water Engineering

No water facilities in alley.

3. Traffic Engineering

No objection.

4. Park Board

Ok to vacate.

5. Street Engineering

OK to vacate.

6. Street Lighting

Ok to vacate.

7. GTE

No, we do not require an easement.

8. NIPSCO

No, we do not require an easement.

9. Cox Cable of Fort Wayne

No, we do not require an easement.

10. I&M

No, we do not require an easement.

[illegible]

RESOLUTION 74-76-12

WHEREAS, GEORGE AND DORIS WESSEL, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portions of public streets situated in Fort Wayne, Allen County, to-wit:

That portion of Redwood & Molitor Avenues described as follows, to-wit:

Commencing at the Northeast corner of the intersection of Redwood Avenue and Reynolds Street, which is the Southwest corner of Lot 37, Woodland Heights Addition, then proceeding North 155 feet on the West line of Lot 37, Woodland Heights Addition, to the Northwest corner of said Lot 37, thence West parallel to the South line of Lot 37, extended a distance of forty (40) feet, thence South along the East line of Lot 48, Oldsdale Addition and as extended 30 feet, North, a distance of 174.2 feet, thence in a northeasterly direction to the point of beginning, and the east eighty (80) feet of Molitor Street

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of portions of public street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said portions of public streets hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said portion of public streets hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portions of public streets or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held Wednesday, July 18, 1984 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 18th DAY OF July 19 84

FORT WAYNE BOARD OF PUBLIC WORKS

David J. Kiester
David J. Kiester, Chairman

Betty R. Collins, Member

H. James Haley
H. James Haley, Member

SEWER IMPROVEMENT RESOLUTION 401-1984
Allen County Flood Control Board
1984 Flapgates

RESOLVED by the **Board of Public Works** of the City of Fort Wayne, Indiana, that the installation at fourteen (14) different locations of flapgates and a shutoff valve on existing storm sewer and combination sewer outfall pipes, which from their installation, size, and character are intended for continued use by the City of Fort Wayne, **Be and the same is hereby ordered:**

Outfall Pipe No. 1 (SJE-35)

> Located on the East bank of the St. Joseph River approximately 50± LF North of and 360± feet West of the center of the intersection of St. Joe River Drive and Anthony Boulevard. This outfall is for an existing storm sewer.

Said construction shall consist of the modification of the existing concrete spillway and the installation of a flapgate.

Outfall Pipe No. 2 (SRW-18)

> Located on the West bank of the Spy Run Creek approximately 120± feet North of and 60± feet East of the center of the intersection of Grove Street and Westbrook Drive. This outfall is for an existing storm sewer.

Said construction shall consist of the modification of the existing headwall and the installation of a flapgate.

Outfall Pipe No. 3 (MAN-6)

> Located on the North bank of the Maumee River approximately 50± feet South of and 250± feet East of the center of the intersection of Niagara Drive and Pemberton Drive. This outfall is for an existing storm sewer.

Said construction shall consist of building a wooden flapgate and the installation of said flapgate on the existing headwall.

Outfall Pipe No. 4 (MAS-19)

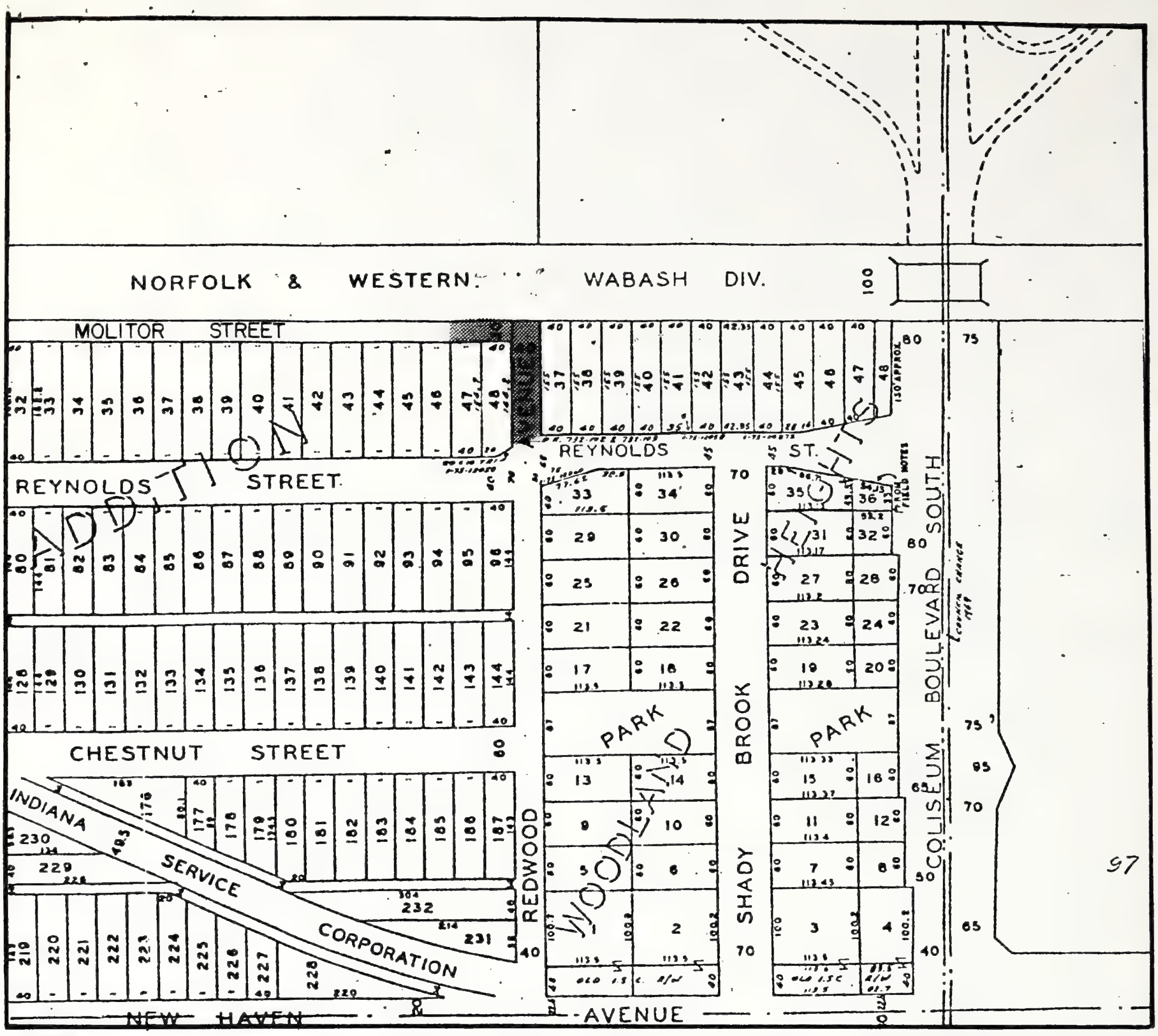
> Located on the South bank of the Maumee River in the abutment of the Anthony Boulevard Bridge. This outfall is for a combination sewer overflow.

Said construction shall consist of the installation of a flapgate.

Outfall Pipe No. 5 (MAS-37)

> Located on the South bank of the Maumee River approximately 1200± feet East of and 60± feet North of the center of the intersection of Edsall Avenue and Dwenger Avenue. This outfall is for an existing storm sewer.

Said construction shall consist of the modification of the existing headwall and the installation of a flapgate.


NORFOLK & WESTERN WABASH DIV.
MOLITOR STREET
REYNOLDS STREET
REYNOLDS ST.
CHESTNUT STREET
INDIANA SERVICE CORPORATION
NEW HAVEN AVENUE
REDWOOD
SHADY BROOK DRIVE
COLISEUM BOULEVARD SOUTH
WOODLAND PARK
ADDITION
HEIGHTS
ALLEY

▨ A PETITION TO VACATE THE ABOVE DESCRIBED PORTION OF STREET AND ALLEY.

6-84-04-04

MAP NO. R-2

12-19-83

Outfall Pipe No. 6 (SMW-9)

Located on the North bank of the St. Mary's River approximately 160± feet East of the center of the North abutment of the Spy Run Bridge.

Said construction shall consist of the installation of a flapgate.

Outfall Pipe No. 7 (SME-14)

Located on the West bank of the St. Mary's River approximately 200± feet East of and 11± feet South of the center of the intersection of Duck Street and Barr Street. This outfall is for an existing storm sewer.

Said construction shall consist of the installation of a headwall and flapgate.

Outfall Pipe No. 8 (SME-15)

Located on the West bank of the St. Mary's River approximately 190± feet East of and 5± feet South of the center of the intersection of Duck Street and Barr Street. This outfall is for an existing combination sewer.

Said construction shall consist of the installation of a shutoff valve.

Outfall Pipe No. 9 (SME-47)

Located on the East bank of the St. Mary's River approximately 40± feet due North of the center of the intersection of Berry Street and Thieme Drive. This outfall is for an existing combination sewer.

Said construction shall consist of the modification of the existing headwall and the installation of a flapgate.

Outfall Pipe No. 10 (SMW-43)

Located on the West bank of the St. Mary's River approximately 1220± feet North of the center of Taylor Street Bridge. This outfall is for an existing combination sewer.

Said construction shall consist of the installation of a headwall and a flapgate.

Outfall Pipe No. 11 (SMW-67)

Located on the West bank of the St. Mary's River approximately 550± feet North of and 200± feet East of the center of the intersection of Engle Road and Bluffton Road and more particularly is directly under the bridge abutment of the walking bridge over the St. Mary's River. This outfall is for an existing combination sewer.

Said construction sahll consist of the installation of a flapgate.

Outfall Pipe No. 12 (SMW-90)

Located on the West bank of the St. Mary's River approximately 620± feet North of and 110± feet East of the center of the intersection of Winchester Road and Baer Field Thruway. This outfall is for an existing storm sewer.

Said construction shall consist of the installation of a headwall and a flapgate.

VACATION:

The vacation of Redwood Avenue from the north property line of Reynolds Street to its northern terminus; and the vacation of the East 80 feet of Molitor Avenue.

ENGINEERING REMARKS:

1. Traffic Engineering - No objection

2. Park Board - Ok to vacate.

3. Street Engineering - OK to vacate.

4. Water Engineering - OK to vacate.

5. W.P.C.E. - See attached letter.

The vacation of Redwood Avenue from the north property line of Reynolds Street to its northern terminus.

1. GTE - Yes, we do require an easement for existing facilities.
   REMARKS: GTE has an existing aerial cable on the east side of Redwood Avenue north of Reynolds.

2. Cox Cable - Yes, we do require an easement. For existing facilite.

3. NIPSCO - No, we do not require an easement.

4. I&M - Yes, we do require an easement for existing facilites.
   REMARKS: Retain the east 14 feet of Redwood Avenue from the north property line of Reynodls Street to its northern terminus.

The vacation of the East 80 feet of Molitor Street.

1. GTE - Yes, we do require an easement for existing facilities.
   REMARKS: GTE has an existing aerial cable on the sout side of area requested to be vacated.

2. Cox Cable - Yes, we do require an easement for existing facilities.

3. NIPSCO - No, we do not require an easement.

4. I&M - Yes, we do require an easement for existing facilities.
   REMARKS: Retain the south 14 feet of the east 80 feet of Molitor Street.

The City of Fort Wayne
Water Pollution Control Engineering Department
Room 700 City-County Building
Fort Wayne, IN 46802
(219) 427-1143

February 6, 1984

Blume, Wyneken, Bullman & Connelly
344 Utility Byilding
Fort Wayne, IN 46802

Attention: Ralph R. Blume, Attorney

Subject: **Vacation of Redwood Avenue and Molitor Street adjacent to lots 47 and 48 Oldsdale Addition**

Dear "Doc":

Water Pollution Control Engineering has a sanitary sewer that is involved with the petition for vacation of Redwood Avenue and Molitor Street adjacent to Lots 47 and 48. There are two (2) manholes in Redwood Avenue. If the owners desire to vacate the street and alley, they should dedicate in turn the total width of each for sanitary sewer easement purposes and allow ingress and egress to said manholes for maintenance purposes all as provided in 36-7-3-16.

If you have any questions regarding this matter, please feel free to contact Wick at 427-1143.

Cordially,

C. Duane Embury

C. Duane Embury, P.E., Chief
Water Pollution Control Engineer

CDE/CW/ds

Attachment

cc: ✓ Board of Public Works
Gary Baeten, CD&P
File
Chrono

FACT SHEET

Division of Community Development & Planning

[illegible]

G-84-04-04
BILL NUMBER

BRIEF TITLE: Street Vacation Ordinance

APPROVAL DEADLINE: None

REASON:

DETAILS

Specific Location and/or Address
Portion of Redwood and Molitor Streets.

Reason for Project

Vee Engineering, fiberglass fabricating plant wants to expand business and use streets to be vacated for a loading and unloading area for their trucks.

Discussion (Including relationship to other Council actions)
Ralph Blume, attorney representing the petitioners stated that they petitioners have received a loan from the Community Development Corporation in order to double the size of their company. He stated that the Board of Zoning Appeals granted a variance to the petitioners last summer for their operation. He stated that they will not be building in the vacated area but will be using it for loading and unloading of trucks. He stated that they are willing to give easement rights to any utilities needing them.

POSITIONS	RECOMMENDATIONS
Sponsor	City Plan Commission
Area Affected	**City Wide** **Other Areas**
Applicants/ Proponents	**Applicant(s)** Vee Engineering, George & Doris Wessel **City Department** **Other**
Opponents	**Groups or Individuals** No opposition. **Basis of Opposition**
Staff Recommendation	☒ For ☐ Against **Reason Against**
Board or Commission Recommendation	**By** ☐ For ☐ Against ☐ No Action Taken ☒ For with revisions to conditions (See Details column for conditions)
CITY COUNCIL ACTIONS (For Council use only)	☐ Pass ☐ Other ☐ Pass (as amended) ☐ Hold ☐ Council Sub. ☐ Do not pass

DETAILS

Condition:

The junk, debris, barrels, etc., be removed before this request is forwarded to City Council for action.

(Condition has been met.)

POLICY/PROGRAM IMPACT

Policy or Program Change	☐ No ☐ Yes
Operational Impact Assessment	

(This space for further discussion)

1984 JUL 13 PM 2:52

Project Start **Date** December 12, 1983

Projected Completion or Occupancy **Date** July 13, 1984

Fact Sheet Prepared by **Date** July 13, 1984
Pat Biancaniello

Reviewed by **Date**

Reference or Case Number Bill No. G-84-04-04

Form 1929

74-74-3
7-12-84

H.I.

Improvement Resolution

FOR STREET OR ALLEY

No. 6010-84

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve Barr Street from Main Street to Washington Street by cold planning and resurfacing.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid by Community Development & Planning.

Adopted, this 12th *day of* July

ATTEST: Helen D. Gockenour
Secretary & Clerk

BOARD OF PUBLIC WORKS:
David J. Keil
Hanus Haley

RESOLUTION NO. 74-73-17

BE IT RESOLVED by the **Board of Public Works** of the City of Fort Wayne, Indiana, hereinafter referred to as "Grantee," that:

David J. Kiester, Chairman of the Board of Public Works, has been designated to be authorized signatory in behalf of the City of Fort Wayne on any instruments or documents pertaining to U.S. EPA Grants, and,

As required, Step 3 of the Grant Application for the "Rehabilitation of Sewers - SSES Subsystems DS, ES, GS, and KS" project, the Grantee gives the following assurances of compliance with the State and Federal Laws, Regulations, and Policies:

The Grantee shall expeditiously initiate and complete the project in accordance with the project schedule contained in the grant application and agreement.

The Grantee has financial, legal, institutional and managerial capability to adequately build, maintain, and replace the wastewater facilities within its jurisdiction including an ability to comply with 40 CFR 30.301.

The Grantee has analyzed the costs and financial impacts of the proposed facilities, and that it has the capability to finance and manage its building operation and maintenance in accordance with this regulation.

The Grantee will pay nonfederal project costs.

The Grantee shall comply with all applicable requirements of 40 CFR Part 30.

The Grantee has the capability to monitor the bookkeeping, force account work, time keeping and cost accounting.

The Grantee is in no violation of any federal, state, or local laws pertaining to corrupt practices.

The Grantee has not knowingly used any individual or organization on the U.S. master list of departments, suspensions or voluntary exclusions.

The Grantee shall provide assurances that six affirmative steps to utilize small, minority, women's and labor surplus area businesses will be followed. (40 CFR 33.240).

APPROVED this 11th day of July 1984. (A true copy is incorporated herein).

BOARD OF PUBLIC WORKS

David Kiest
David J. Kiester, Chairman

Betty R. Collins, Member

H James Haley
H. James Haley, Member

ATTEST:

Helen Gochenour
Helen Gochenour, Clerk

ESTIMATE OF QUANTITIES

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE :

W.O. # ____
Center Line Length ____
Property Frontage ____

Project Name : BARR STREET - PLANING & RESURFACING

ITEM NO.	ITEM	QUANTITY	UNIT
1	Pavement Removal	200	SY
2	Cold Planing	4,800	SY
3	Adjust Manhole Casting	35	Ea.
4	Adjust Water Valve	12	Ea.
5	#53 HAC Base Asphalt	100	TON
6	#11 HAC Binder	264	TON
7	#A-2 HAC Surface	264	TON
	Sub Total		
Engineering & Inspection	10%		
	Total Estimated Cost		

Note :

Sheet 1 of 1

BOARD OF PUBLIC WORKS POLICY 74-72-9

7 4 '74 H.I.

Re: Illegal Use of Fire Hydrants

To Whom it May Concern:

The Board of Public Works and the Water Department of the City of Fort Wayne have received numerous complaints of rusty water conditions in the various parts of the City. Investigations and citizens' information have revealed that several contractors and others are illegally using fire hydrants to fill tank wagons, asphalt rollers and other equipment. This is in violation of City Code of Fort Wayne, Sec. 31-6, which reads as follows:

> Sec. 31-6. INJURING OR INTERFERING WITH METERS, PIPES, ETC., OF WATERWORKS: UNLAWFUL USE OF WATER, ETC.
>
> "Whoever unlawfully and intentionally injures or destroys or permits to be injured or destroyed any meter, pipe, hydrant, curb box, shut-off valve at any curb box, or any other kind of valve, or other apparatus belonging to the city waterworks, or whoever unlawfully and intentionally prevents a water meter from duly registering the quality of water supplied, or in any way interferes with its proper action or just registration, or whoever, without the consent of the city waterworks by its proper officers unlawfully and intentionally diverts any water from any pipe line of the city waterworks, or otherwise unlawfully and intentionally uses or causes to be used, without the consent of the city waterworks, any water distributed by the city waterworks, shall be guilty of a misdemeanor. (Code 1946, ch. 34, Sec. 5.)"

The improper opening and closing of hydrants has caused damage necessitating costly repairs and has caused rusty water conditions leading customers to make damage claims for stained laundry and in some instances the hydrants were not even closed entirely after use, leaving a muddy mess in the area.

The following fire stations have been made available to contractors and others where water can be obtained. These locations are as follows:

Fire Station No. 2, Brooklyn and Taylor
Fire Station No. 5, 5715 Bluffton Road
Fire Station No. 6, 1500 W. Coliseum Blvd.
Fire Station No. 7, 1602 Lindenwood
Fire Station No. 9, 2530 East Pontiac
Fire Station No. 12, 5300 S. Anthony Blvd.
Fire Station No. 13, at Parnell Ave. and U. S. 30

A firefighter at each of the above-mentioned fire stations will open and close the hydrants and will require the tank truck driver to sign a receipt for each load. The Water Utility will bill the company or individual once each month for same.

For your information, we have attached a copy of the form that the firefighters fill out at each location.

BOARD OF PUBLIC WORKS

David J Kiest
David J. Kiester, Chairman

H James Haley
H. James Haley

Betty R. Collins

ATTEST:

Helen V. Gochenour
Helen V. Gochenour, Clerk

74-73-15
7/11/84
[illegible]

CONTRACT FOR SPECIAL SERVICES

BETWEEN

CITY UTILITIES OF THE CITY OF FORT WAYNE

AND

ENERGY SYSTEMS RESEARCH GROUP, INC.

City Appropriation or Contract Number:

ESRG Contract Number: 84-27

Dollar Amount: $22,230

Contract Period: July 1, 1984

Employer Identification Number of Contractor: 141-589-922

THIS AGREEMENT, dated this 11th day of July, 1984, by and between City Utilities of the City of Fort Wayne (City Utilities) and Energy Systems Research Group, Inc. (the Contractor), a nonprofit corporation of the State of New York, whose principal place of business is located at 120 Milk Street, Boston, Massachusetts 02109.

WITNESSETH, that for and in consideration of the payments and agreements hereinafter mentioned, to be made and performed by City Utilities, the Contractor hereby agrees with City Utilities to furnish all qualified personnel, facilities, materials and services and in consultation with City Utilities, to perform the services, study or project described in the Contractor's Proposal to City Utilities of the City of Fort Wayne, dated June 5, 1984, and entitled:

> DEVELOPMENT OF RECOMMENDATIONS FOR THE RATEMAKING TREATMENT OF ROCKPORT UNIT 1 BY THE INDIANA PUBLIC SERVICE COMMISSION,

which is incorporated herein by reference, as amended by the provisions of this agreement.

1. The specifications of work to be performed by the Contractor shall include the tasks set forth in Section 2, Work Plan of the said Proposal, and in addition the Contractor shall present testimony before hearings of the Indiana legislature, covering the general issues raised in the study described in the said Proposal, and shall attend the hearings of the Indiana Public Service Commission at which the Indiana and Michigan Electric Company's witnesses are cross-examined.

Memorandum

To HELEN GOCHENOUR, CLERK, BOARD OF PUBLIC WORKS Date JULY 3, 1984

From TERRY L. ATHERTON, WATER ENGINEERING DEPARTMENT

Subject HYDRANTS

COPIES TO:

Attached is a list of fire hydrants that Water Maintenance & Service has asked not to be used.

These hydrants are located in areas, which have historic "red-water" complaints if the flow is disturbed.

Terry

Terry L. Atherton, P. E.
Chief Water Engineer

tla/ep

Attachment

BOARD OF PUBLIC WORKS
1984 JUL -3 AM 10:38

2. The Scope of the Contractor's research and testimony shall correspond with that described in Section 1, Scope of the Proposal, of the said Proposal, and it is specifically noted that the Scope shall include an investigation of the interrelationships between the Indiana and Michigan Electric Company and the American Electric Power Company system in power planning and operations.

3. The Contractor agrees to provide the services herein specified to City Utilities and/or its attorneys at mutually agreed times in accordance with the hearing schedule established by the Indiana Public Service Commission.

4. City Utilities will compensate the Contractor for services rendered and related expenses incurred hereunder as set out in Section 3, Project Budget and Schedule of the said Proposal, except that in consideration of the extended specifications of work and scope of research set forth in clauses 1 and 2 above, the labor cost shall be increased by $2,800 to $12,880 to include five additional senior scientist days, the total labor cost shall be increased by the same amount to $20,080, and the total cost shall be increased by the same amount to $22,230.

5. The Contractor shall invoice City Utilities for services rendered and related expenses incurred hereunder monthly, as incurred.

6. This agreement may be terminated by either party by written notice. In the event of such termination, the Contractor shall be paid for services rendered and costs incurred up to the date of such termination and not thereafter. Payment upon such termination shall be accepted by the Contractor in full satisfaction of all claims and demands against City Utilities based upon or arising out of the performance of this agreement.

7. No change, modification, alteration, or addition to any provision hereof shall be binding unless in writing and signed by both the Contractor and an authorized representative of City Utilities.

IN WITNESSETH WHEREOF, City Utilities and the Contractor, by their representatives duly authorized, have executed this agreement as of the day and year first above written.

CONTRACTOR

David A. Nichols

David A. Nichols, Treasurer
Energy Systems Research Group, Inc.

CITY UTILITIES OF THE CITY OF FT. WAYN

David Kiel

H James Haley

To Mr. T. Atherton - Chief Water Engineering Dept. Date June 26, 198

From Charles Nash - Superintendent, Water Maint. & Service Dept.

Subject Hydrants Not To Be Used To Prevent Rusty Water Complaints

COPIES TO:

ater Pollution Control ✓
aintenance Dept.
treet Department
ational Sweep All

ALL HYDRANTS HAS RED PUMPER NOZZLE

*All hydrants in Indian Village except Engle Road

Also all hydrants listed below:

*Margaret & Franklin
*Courtland & Clayton
*Clayton & Hensch
*Courtland & Lillian
*Marquette & W. Lafayette Esp.
*Champlain & E. Lafayette Esp.
*Congress & W. Lafatette Esp.
*Sherwood Terr. & E. Lafatette Esp.
*Sherwood Terr. & E. Calument
*Calumet, N. of Fleming
*E. Maple Grove & W. Montrose
*E. Maple Grove & E. Calumet
*Pettit at Montrose
*Pettit at Calumet
*Hoagland & N. Paulding Rd.
*Fairfax at Buell
*Fairfax at Hoagland
*Hoagland at Lenox
*Interlaken at Bluffton Rd.
*Donna at Interlaken
*North End of Donna Drive
*North End of Reserve Line Rd.
*Reserve Line Rd. at Maplewood Cir.
*Congress Ave. at Warsaw
*Congress at Monroe
*Congress at Hanna
*Senate at Weisser Park
*Senate at South Park Drive
*Senate at Spatz
*Senate at Gaywood
*Sherwood Terr. at Warsaw
*Sherwood Terr. at Monroe

RECEIVED
JUN 27 1984
FORT WAYNE WATER UTILITY
ENGINEERING DEPT.

To Mr. T. Atherton - Chief Water Engineering Dept. Date June 26, 1984

From Page - 2

Subject Hydrants Not To Be Used To Prevent Rusty Water Complaints

COPIES TO:

ter Pollution Control
intenance Dept.

reet Department

tional Sweep All

*Sherwood Terr. at Weisser Park
*Sherwood Terr. at South Park Drive
*Sherwood Terr. at Spatz
*Sherwood Terr. at Gaywood
*Maple Grove at Warsaw
*Maple Grove at Weisser Park
*Maple Grove at South Park Drive
*Maple Grove at Spatz
*Maple Grove at Gaywood
*Oliver, S. of Smith Street
*Oliver, N. of Capitol
*Oliver at Senate
*Senate at Smith Street
*Smith Street at Capitol
*Bowser, N. of Pettit
*Bowser at Congress
*Holton, N. of Pettit
*Holton, N. of Capitol
*Holton at Senate
*Reed Street, N. of Pettit
*Reed Street at Senate
*Winter at Capitol
*Winter at Senate
*Lillie at Capitol
*Lillie, S. of McKinnie
*Fairfax at Smith Street
*Roosevelt at Mount Vernon Park Dr.
*Mount Vernon Park Dr., S. of Bowser
*Bowser, N. of Fairfax
*Fairfax at Holton
*Fairfax at Reed Street
*Fairfax at Winter
*Fairfax at Lillie
*Holton, S. of Fairfax

To Mr. T. Atherton - Chief Water Engineering Dept. Date [illegible]

From Page - 3

Subject Hydrants Not To Be Used To Prevent Rusty Water Complaints

---

COPIES TO:

ater Pollution Control
aintenance Dept.

reet Department

ational Sweep All

*Hubertus, S. of Dodge
*Lynn at Carew
*Hubertus, N. of Dodge
*Leroy at Lawndale
*West End of Ellen
*West End of Emma
*West End of Cherokee
*West End of Ida
*Steup at Emerson
*Steup at Ellen
*Steup at Emma
*Steup at Cherokee
*Steup at Rosemont
*Tyler at Clover
*N. Highlands at Clover
*Melrose at Huffman
*N. Highlands at Huffman
*Rumsey, S. of Cherokee
*Fairhill, N. of Emerson
*Cherokee, W. of Fairhill
*Cherokee at Emerson
*Emerson at Poinsette
*Cherokee at Strand Rd.
*Archer at Poinsette
*Margaret at Poinsette
*Rosemont, W. of Poinsette (Both Hydrants)
*Oakland at Margaret

74-72-8
7/11/84 H.I.

SANITARY SEWER IMPROVEMENT - RESOLUTION NO. 400-84

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that the construction of a sanitary sewer on Radcliffe Drive, which from its size and character is not only intended and adapted for use by property owners whose property abuts said improvement, but also is intended and adapted for receiving sanitary flows from collateral drains, located within the NE¼ Section 18, Township 30 North Range 13 East.

MAIN LINE

Beginning at a proposed manhole located 20± L.F. West of and 15± L.F. South of from the Southeast Corner of McKee Street and Radcliffe Drive, thence due North 385± L.F. terminating at proposed manhole located 20± L.F. west of and 15¼ L.F. South of from the Southeast corner of Pontiac Street and Radcliffe Drive.

Said sewer shall be 8" in diameter.

All work done in the making of the aforementioned Public Improvement shall be in accordance with the terms and conditions of Resolution aforementioned and the plans, profiles, special details and specifications now on file in the Office of the Board of Public Works of said City.

It is hereby found by said Board of Public Works that the cost of said improvement shall be paid by funds in equal shares, 50% from City of Fort Wayne Sewer Utility Funds, and 50% from Housing and Urban Development Community Block Grant.

Funds paid by Sewer Utility will be reimbursed by benefited Property Owners utilizing Revolving Barrett Law Fund.

Adopted this 11th day of July, 1984.

BOARD OF PUBLIC WORKS

David J. Kiest
David J. Kiester, Chairman

Betty R. Collins, Member

H James Haley
H. James Haley, Member

ATTEST:

Helen V. Gochenour
Helen V. Gochenour, Clerk

APPROVED AS TO FORM AND LEGALITY

R.I. Snouffer
Richard I. Snouffer, Associate
City Attorney
ASSOCIATE CITY ATTORNEY

This instrumemt prepared by:
C. Duane Embury, Chief
Water Pollution Control Engineer
City of Fort Wayne

BOARD OF PUBLIC WORKS RESOLUTION 74-72-3
7/11/84

WHEREAS, the Common Council of the City of Fort Wayne has heretofore approved certain borrowings in the amount of $200,000 from the City's Electric Utility by Fasson Corp for development of property and employment in the Fort Wayne corporate limits; and,

WHEREAS, the Board of Public Works finds it appropriate and prudent cash management to require other City - owned utilities to assist in such industrial development of said utilities service areas; and

WHEREAS, the Water Pollution Control Utility (WPC Utility) has sufficient funds collected from sewer connection charges to make the $200,000 advancement required to fund the Fasson loan;

NOW, THEREFORE BE IT RESOLVED, that the Electric Utility be authorized to borrow, and the WPC Utility is hereby authorized to lend, the sum of $200,000, on demand payable in full, with interest at the rate of 12% per annum but in no event shall such loan be paid with interest thereon later than December 31, 1984. Said borrowing will be evidenced by the execution of an Inter-Utility Note by the Chairman of the Board of Public Works, and he is so authorized.

Adopted this 11th. day of July, 1984.

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

David J Kiest
Daivd J. Kiester, Chairman

Betty R. Collins, Member

H James Haley
H. James Haley, Member

ATTEST:

Helen V Gochenour
Helen V. Gochenour, Clerk

74-70-8
7-5-84
H.I.

RESOLUTION

WHEREAS, KEN CLARK of FLASHFOLD CARTONS has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public utility easement situated in Fort Wayne, Allen County, to-wit:

That portion of vacated Chute Street lying between Lots 225 & 226 in Eliza Hanna Seniors Addition

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public utility easement hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said utility easement hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public utility easement or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held July 5, 1984 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 5th DAY OF July 1984

FORT WAYNE BOARD OF PUBLIC WORKS

David J Kiest
David J. Kiester, Chairman

Betty R. Collins, Member

H James Haley
H. James Haley, Member

1984 JUL 17 PM 4:06
ALLEN COUNTY RECORDER
Virginia L. Young

84-017129

6/27/84
H.I

EASEMENT AGREEMENT

THIS AGREEMENT, made this 27th day of June, 1984, by and between INDIANA & MICHIGAN ELECTRIC COMPANY, (hereinafter referred to as "Grantor") and the CITY OF FORT WAYNE, INDIANA, acting by and through its Board of Public Works with the approval of its Mayor (hereinafter referred to as "Grantee"),

WITNESSETH:

WHEREAS, Grantor is the owner of certain real estate situated in Section 16, Township 30 North, Range 12 East, Allen County, Indiana (hereinafter referred to as "Grantor's Real Estate"); and

WHEREAS, Grantee desires a right-of-way and easement for the construction, maintenance and operation of a public right-of-way, water line and sanitary sewer on a portion of Grantor's Real Estate;

NOW, THEREFORE, in consideration of the sum of One Dollar ($1.00) and other good and valuable consideration, paid by Grantee to Grantor, the receipt of which is hereby acknowledged, and the faithful performance of the terms and conditions contained herein, the parties covenant and agree as follows:

1. Grantor does hereby give and grant, but without warranty, insofar as its present title enables it to do so, unto Grantee, its successors and assigns, a non-exclusive right-of-way and easement to construct, maintain and operate a public right-of-way, water line and sanitary sewer in the East Half of the Northwest Quarter of Section 16, Township 30 North, Range 12 East, Allen County, Indiana, said easement being part of the Indiana & Michigan Electric Company (formerly I.S.C.) right-of-way and being 60 feet in width, described as follows:

> Commencing at the northeast corner of the Northwest Quarter of Section 16, Township 30 North, Range 12 East; thence south on the east line of said Northwest Quarter 1434.72 feet; thence by deflection of 90°51' right 695.85 feet to the Point of Beginning; thence continuing westerly on last described course 60 feet to a point on the west line of the 60 foot north-south I & M property recorded in Deed Record 331, page 130; thence by deflection 89°49' right 60.0 feet; thence by deflection 90°51' right 60 feet to the east side of the said north-south I & M property; thence by deflection 89°49' right 60.0 feet to the Place of Beginning,
> (hereinafter referred to as the "Easement Area").

2. The right-of-way and easement herein granted to Grantee shall be at all times subject and subordinate to the possession and use of the Grantor's Real Estate by the Grantor for the erection, maintenance, operation, and repair of its electric transmission and distribution lines and appurtenances now upon, under, or over, or at any time hereafter erected upon, under or over, Grantor's Real Estate and for all utility purposes and for such other purposes and uses to which Grantor may, from time to time desire to devote Grantor's Real Estate.

DULY ENTERED FOR TAXATION
JUL 17 1984
AUDITOR OF ALLEN COUNTY

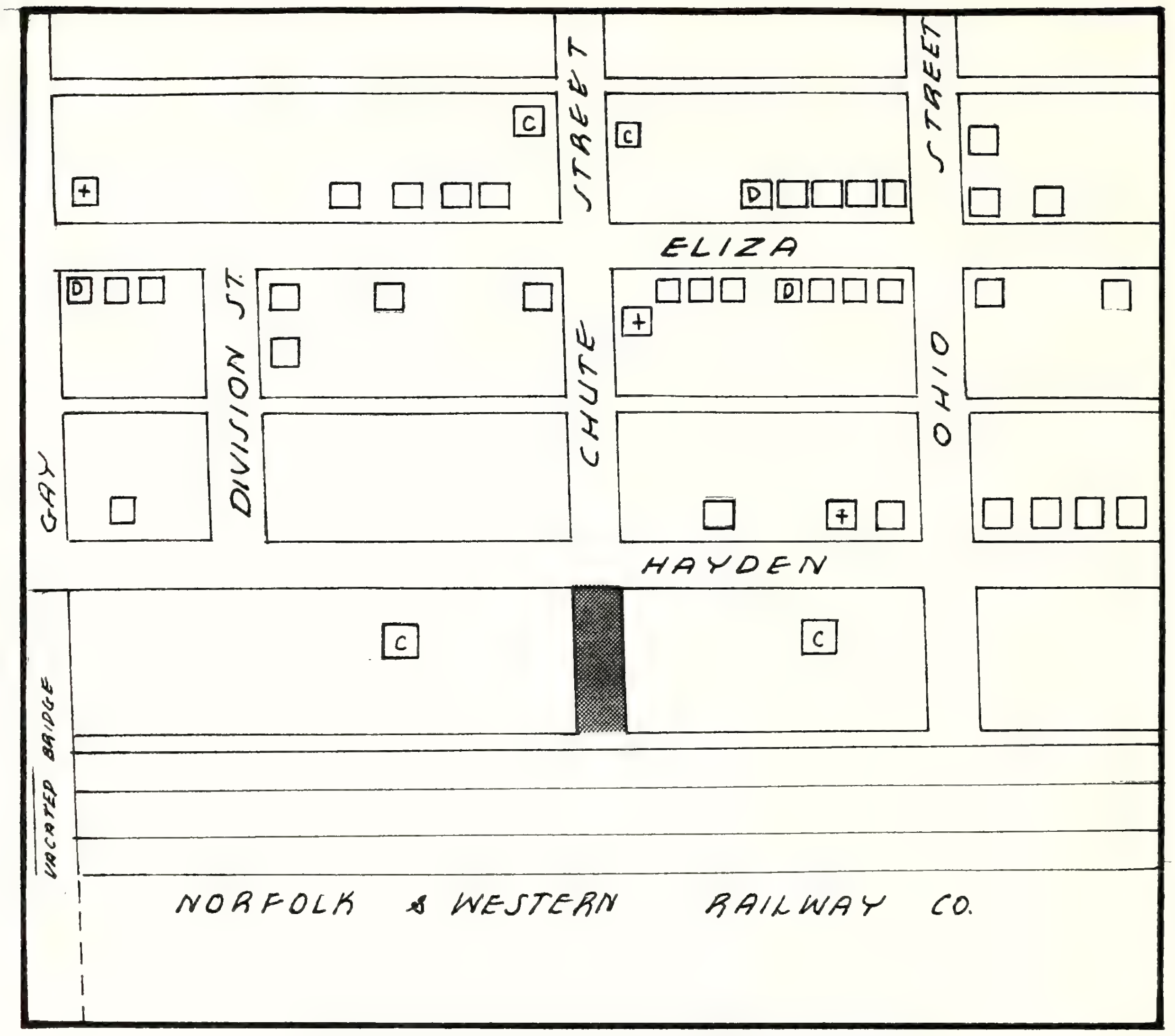
8.50
C
Dg

ee 427-1143
D. Embrey

VACATION PETITION

A PETITION TO VACATE THE FOLLOWING DEDICATED UTILITY EASEMENT

MAP NO. 0-2


STREET
STREET
ELIZA
DIVISION ST.
CHUTE
OHIO
GAY
HAYDEN
VACATED BRIDGE
NORFOLK & WESTERN RAILWAY CO.
C
D
+

COUNCILMANIC DISTRICT NO. 3

LAND USE:

☐ SINGLE FAMILY

🄳 DUPLEX

🄲 COMMERCIAL

⊞ CHURCH

NORTH
SCALE = 1" = 200'

6-84-06-19

3. The Grantor excepts from this easement, and reserves unto itself, its successors and assigns, title to all of the poles, towers, fixtures, wires, and appurtenances, constituting the electric line or lines now or hereafter located upon, through, under, and over the above-described premises and also hereby reserves the right to construct new or additional electric lines, through, under and over said premises; the right to operate and maintain said lines and to inspect, repair, renew, relocate, add to the number of, or remove said poles, towers, fixtures, wires, and appurtenances, also the right to cut and remove from said premises any trees, overhanging branches, or other obstructions which may endanger the safety of or interfere with the use of said line or lines, and the rights of ingress and egress to and over said premises, at any and all times for the enjoyment of the rights herein reserved or doing anything necessary or useful in the conduct of the Grantor's business.

4. Grantee is granted specific permission to improve the Easement Area by either placing stone thereon or paving same; provided, however, no excavation of any type shall be undertaken without prior written permission from the Grantor and, provided further, that no stone or pavement shall be placed within an area of three (3) feet, measured at right angles, from the outside perimeter of any tower, pole, or other of the Grantor's facilities which are now upon, or hereafter erected upon, the Easement Area or Grantor's Real Estate. The Grantor hereby reserves the right to halt traffic and suspend use of this right-of-way and easement for temporary periods when it may be necessary to make emergency repairs to the Grantor's facilities.

5. Grantee further covenants and agrees not to construct or permit the construction of any building upon the Easement Area; that the use and occupancy of said premises by said Grantee and Grantee's employees, agents, licensees, members, and invitees shall be such as will not damage or interfere with the construction, operation, maintenance or removal of Grantor's facilities.

6. Grantee accepts responsibility for the control of weeds or other vegetation on the Easement Area or its adjoining appurtenant highway or streets under the terms and conditions of all laws and ordinances.

7. Grantee assumes all risk of bodily injury or loss of life or damage to property including the loss of use thereof that it or its agents, servants, employees, invitees, members, and licensees may sustain from the poles, towers, lines, wires, and electricity and from all other equipment, apparatus, fixtures, buildings, improvement, and property of the Grantor and the use of the demised premises by the Grantor, and hereby releases Grantor from all liability therefor, and covenants to indemnify and hold harmless Grantor against any and all liability for injury or loss of life or damage to property in the premises, except where proximately caused by the fault or negligence of Grantor, its agents, licensees, and invitees, Grantee shall and will at all times indemnify, protect, defend, and save harmless Grantor against any and all actions, suits, proceedings, losses, claims, demands, liabilities, damages, and expenses (including court costs and attorneys' fees) which Grantor may incur or suffer on account of, or arising out of, the existence of, or exercise by, the Grantee, its agents, servants, employees, invitees, members, and licensees of the rights and privileges herein granted by the Grantor to the Grantee.

UTILITY EASEMENT - That portion of vacated Chute Street lying between Lots 225 & 226 in Eliza Hanna Senior's Addition.

ENGINEERING COMMENTS:

1. GT&E - Released utility easement.

2. Cox Cable - Does not need easement.

3. NIPSCO - Has no objection.

4. I&M - No objection - excepting therefrom the South 14 feet thereof.

5. Water Pollution Control Engineering - No need for easement.

6. Street Lighting - No objection to vacation.

7. Water Engineering - No objection to vacation.

8. In the event (1) Grantee shall fail to fully perform and carry out any one or more of the terms and conditions herein contained, or (2) Grantee completely and permanently abandons or discontinues the use of the Easement Area, then, in either such event all the right and authority herein conferred upon the Grantee shall be deemed to be abrogated and terminated as of the date of such default, abandonment or discontinuance, without any further action on the part of any of the parties hereto.

9. In the event that the Board of Directors of Grantor authorizes the dedication of the Easement Area to Grantee for street, sidewalk and utility purposes, Grantee shall immediately accept such dedication, and thereupon, this Easement Agreement shall be extinguished.

10. Grantor through its duly authorized officers, certifies under oath that no Indiana gross income tax is due or payable at this time in respect to the transfer made by this indenture.

IN WITNESS WHEREOF, the Grantor and Grantee have caused this instrument to be executed on the day and year first above written.

INDIANA & MICHIGAN ELECTRIC COMPANY

By ______________________

ATTEST:

Elio Bafile

"GRANTOR"

CITY OF FORT WAYNE, INDIANA, acting by
and through its Board of Public Works
with the approval of its Mayor

BOARD OF PUBLIC WORKS

By David J. Kiel

By W. James Haley

By ______________________

APPROVED:

____
(Mayor)

ATTEST:

Helen O. Grobenau

"GRANTEE"

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public in and for said County and State, personally appeared R. C. Menge and Elio Bafile, known to me to be Vice President and Assistant Secretary, respectively, of INDIANA & MICHIGAN ELECTRIC COMPANY, an Indiana corporation which executed the foregoing EASEMENT AGREEMENT, signed the same and acknowledged to me that they did so sign te same in the name and on behalf of said corporation as such officers and that the same is their free act and deed, and the free corporate act and deed of said corporation. IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 2 day of July, 1984.

I am a resident of
Allen County,
Indiana; my commission expires: April 11, 1986

James T. Parks
James T. Parks Notary Public

STATE OF INDIANA)
)
COUNTY OF ALLEN)

Before me, a Notary Public in and for said County and State, personally appeared Win Moses, Jr., Mayor of the City of Fort Wayne, Indiana and David J. Kiester, H. James Haley, and ______, known to me to be all the members of the Board of Public Works of the City of Fort Wayne, Indiana, and Helen V. [illegible], Clerk of said Board, who executed the foregoing EASEMENT AGREEMENT, acknowledged to me that they did so execute same in the name and on behalf of the City of Fort Wayne, Indiana, as such Mayor, and Board members and Clerk, respectively, and that the same is their free act and deed, as such Mayor, Board members and Clerk and the free act and deed of said City. IN WITNESS WHEREOF, I have hereunto set my hand and official seal this ______ day of ______, 1984.

I am a resident of
Allen County,
Indiana; my commission expires: ______

L. Settimi McMahon
Notary Public

L. SETTIMI McMAHON
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES MARCH 2, 1988
ISSUED THRU INDIANA NOTARY ASSOC.

THIS INSTRUMENT prepared by Erwin J. Householder, Agent of Indiana & Michigan Electric Company, One Summit Square, P.O. Box 60, Fort Wayne, Indiana, on its behalf, and by Charles R. Cogdell, Attorney at Law, Livingston, Dildine, Haynie & Yoder, 1400 One Summit Square, Fort Wayne, Indiana 46802.

BOARD OF PUBLIC WORKS
1984 JUN 29 AM 11:15

74-65-20
6/27/84
K.I.

COMPROMISE SETTLEMENT AGREEMENT

WHEREAS, National Serv-All, Inc., an Indiana corporation, (Serv-All) filed an action against the City of Fort Wayne, the City of Fort Wayne Board of Public Works, Betty R. Collins, Roberta Anderson Staten, Thomas W. Latchem and Steven A. Bailey, in their representative capacities as Members of the City of Fort Wayne Board of Public Works, (City) for amounts alleged owed Serv-All by City, and

WHEREAS, there exist other controversies and obligations between the parties,

NOW THEREFORE, in consideration for the mutual promises, covenants, conditions and terms contained herein, the parties agree as follows:

1. Serv-All shall dismiss, with prejudice, its pending action against the City of Fort Wayne, et al.

2. City shall pay Serv-All Two Hundred Thousand Dollars ($200,000.00) as complete satisfaction for all additional services rendered under the temporary emergency contract; all monies invoiced by Serv-All pursuant to Option ~~2~~ 3 BOB DJK; and all monies invoiced by Serv-All pursuant to Proposition 2.

3. BOB The Plaintiffs ~~All parties~~ and their representatives and attorneys hereby DJK covenant and agree not to disclose any of the terms, conditions, covenants or promises contained herein to anyone not privy to this action.

4. All monies agreed to be paid by City to Serv-All shall be paid within fifteen (15) days of the date hereof.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals this 27th day of June, 1984.

X David J Kiester
David Kiester, Chairman
Fort Wayne Board of Public Works

Approved:
Bruce O Boxberger
Bruce O. Boxberger
City Attorney

Charles Walbridge, Sec+Treas.
an officer
of National Serv-All, Inc.

Approved:
Harry W. Scott, Attorney for
National Serv-All, Inc.

11.1
6/27/84
74-65-17

THE CITY OF FORT WAYNE
CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
board of public works

RESOLUTION

INDUSTRIAL PRETREATMENT PROGRAM

CITY OF FORT WAYNE, INDIANA

The City of Fort Wayne, Indiana, Public Board of Works does hereby approve and adopt the Fort Wayne Industrial Pretreatment Program Report dated May 19, 1984, as completed in accordance with Public Law 95-217, the Clean Water Act of 1977, and 40 CFR403, the General Pretreatment Regulations.

The report concludes that Federal and State laws mandate the implementation of an Industrial Pretreatment Program and recommends that the Board enforce the Sewer Use Ordinance as the vehicle for achieving quantifiable improvements in the quality of industrial discharges that might otherwise be detrimental to treatment plant operation and sludge disposal management plans.

NOW, THEREFORE, BE IT RESOLVED, by the Board that implementation of the Industrial Pretreatment Program will be encouraged and operated with the necessary budget appropriations being made.

Passed this 27th day of June, 1984, by the Public Board of Works.

BY: David J Kiest
David Kiester, Director

BY: Betty J Collins
Betty Collins, Member

BY: H James Haley
H. James Haley, Member

ATTEST:
Helen V. Gochenour
Clerk

STATE of INDIANA

1816

INDIANAPOLIS

STATE BOARD OF HEALTH
AN EQUAL OPPORTUNITY EMPLOYER

Address Reply to:
Indiana State Board of Health
1330 West Michigan Street
P. O. Box 1964
Indianapolis, IN 46206-1964

Dear Municipality:

There is one final extra item that needs to be addressed before the Pretreatment Program can be approved. Federal regulation 40 CFR 403.9(b)(2) requires the submission to inclued a statement reflecting the endorsement or approval of the local boards or bodies responsible for supervising and/or funding the POTW pretreatment program. Attached is an example statement.

Please return this statement immediately.

Very truly yours,

Lonnie Brumfield

Lonnie Brumfield
Pretreatment Coordinator
Water Pollution Control

RECEIVED
JUN 22 1984
Water Pollution Control Plant
Fort Wayne, Indiana

RESOLUTION
INDUSTRIAL PRETREATMENT PROGRAM
(CITY) , INDIANA

The City of (CITY) , (local board) does hereby approve and adopt the (CITY) Industrial Pretreatment Program Report dated , 198 , as completed in accordance with Public Law 95-217, the Clean Water Act of 1977, and 40 CFR 403, the General Pretreatment Regulations.

The report concludes that Federal and State laws mandate the implementation of an Industrial Pretreatment Program and recommends that the Board enforce the Sewer Use Ordinance as the vechile for achieving quantifiable improvements in the quality of industrial discharges that might otherwise be detrimental to treatment plant operation and sludge disposal management plans.

NOW, THEREFORE, BE IT RESOLVED, by the Board that implenentation of the Industrial Pretreatment Program will be encouraged and operated ~~whth~~ the necessary budget appropriations being made.

Passed this ___ day of ______________, 198 , by the (appropriate body) .

BY:____________________
CHAIRMAN

BY:____________________

BY:____________________

BY:____________________

ATTEST:

____

____

H.I 74-64-9
6-27-84

STORM SEWER IMPROVEMENT RESOLUTION NO. 399-84

RESOLVED by the **Board of Public Works** of the City of Fort Wayne, Indiana, that the construction of a storm sewer system on Edsall Avenue, which from its size and character is not only intended and adapted for use by property onwers whose property abuts said improvement, but also is intended and adapted for receiving storm runoff from collateral drains for the general well-being of the public, located within the Southeast Quarter, Section 7, Township 30 North, Range 13 East.

MAIN LINE

Beginning at an existing storm sewer manhole located on the Northwest corner of Edsall Avenue and Schele Avenue; thence North 135± LF to a proposed inlet; thence, due east 30± LF terminating at a proposed inlet.

Said sewer shall be 12" in diameter.

OPEN DITCHING

Construction of side ditching on East and West sides of Edsall Avenue for a distance of 250± LF.

All work done in the making of the aforementioned Public Improvement shall be in accordance with the terms and conditions of the Resolution aforementioned and the plans, profiles, special details and specifications now on file in the Office of the **Board of Public Works** of said City.

It is hereby found by said Board of Public Works that the cost of said improvement shall be paid by the **City of Fort Wayne Indiana,** Out of **Civil City Storm Sewer Relief funds.**

ADOPTED this 27th **day of** June, **1984.**

BOARD OF PUBLIC WORKS

David J. Kiester
David J. Kiester, Chairman

Betty R. Collins, member

H James Haley
H. James Haley, Member

ATTEST:

Helen V. Gochenour
Helen V. Gochenour, Clerk

APROVED as to form and legality:

R J Snouffer
Richard I. Snouffer, Associate
City Attorney
ASSOCIATE CITY ATTORNEY

This instrument prepared by:
C. Duane Embury, P.E., Chief
Water Pollution Control Engineer
CITY OF FORT WAYNE

74 6113
[illegible]

LAGOONS - SLUICE GATE
SANITARY SEWER IMPROVEMENT RESOLUTION 398-1984

RESOLVED by the **Board of Public Works** of the **City of Fort Wayne, Indiana**, that the installation of two (2) pressure slide gates over sludge lagoon drain lines within existing structures at the City of Fort Wayne Sludge Lagoon areas, which from the installation, size and character are intended for continued use by the City of Fort Wayne. Whereby this is for the betterment of the City of Fort Wayne sanitary sewer system, and the same is hereby ordered:

Sanitary Structure No. 1

The location of the existing structure is approximately 3600± LF East of Reed Road and approximately 3650± LF South of Lake Avenue; more particularly described as being located on the Western half of the Indiana and Michigan (I&M) service easement, which transverses said City of Fort Wayne Sludge Lagoons.

Said construction in sanitary structure number 1 shall consist of the removal of the existing 48" manhole stack, partial flow line removal and reconstruction installation of a concrete wall adaptable for pressure slide gate installation, pressure slide gate installation, 60" manhole stack installation extension and installation, above ground handwheel gate lift installation to be constructed in accordance with the plans, profiles, special details and specifications now on file in the Office of the **Board of Public Works** of said City.

It is hereby found by said **Board of Public Works** that the cost of said improvement shall be paid by the City of Fort Wayne, Indiana, out of City Sewer Utility Funds.

ADOPTED this 27th day of June 1984.

BOARD OF PUBLIC WORKS

David J Kiest
David J. Kiester, Chairman

Betty R. Collins, Member

H James Haley
H. James Haley, Member

ATTEST:

Helen Gochenour
Helen Gochenour, Clerk

APPROVED as to form and legality:

Richard I. Snouffer, Associate City Attorney
ASSOCIATE CITY ATTORNEY

This instrument prepared by:
C. Duane Embury, P.E., Chief
Water Pollution Control Engineer
CITY OF FORT WAYNE

GRINSFELDER
WISMER
BOARDMAN
ARCHITECTS, INC

Exhibit "A"

1984 BILLING RATES

Grinsfelder Wismer Boardman Architects, Inc. hourly billing rates used below cover the calendar year of 1984 and are used when compensation for professional services is figured on a time (hourly) basis.

PROJECT ADMINISTRATOR	$42.50
PROJECT ARCHITECT LEVEL 1	$37.50
PROJECT ARCHITECT LEVEL 2	$32.50
ARCHITECT LEVEL 1	$32.50
ARCHITECT LEVEL 2	$25.00
CONSTRUCTION ADMINISTRATOR LEVEL 1	$35.00
CONSTRUCTION ADMINISTRATOR LEVEL 2	$30.00
CONSTRUCTION INSPECTOR LEVEL 1	$35.00
CONSTRUCTION INSPECTOR LEVEL 2	$30.00
CONSTRUCTION INSPECTOR LEVEL 3	$25.00
GRADUATE DESIGNER	$22.50
DRAFTSPERSON LEVEL 1	$30.00
DRAFTSPERSON LEVEL 2	$22.50
DRAFTSPERSON LEVEL 3	$17.50
SECRETARIAL	$15.00
INTERN	$12.50
INTERIOR DESIGNER	$25.00
ARCHITECTURAL PHOTOGRAPHY	$30.00

PROFESSIONAL CONSULTANTS - Direct Consultant Fee times a multiple of 1.2.

ADDITIONAL STAFF - Direct Hourly Base Rate times a multiple of 2.5.

903 WEST BERRY
FORT WAYNE IN 46804
219 424 5942

AMENDMENT TO CONTRACT

G 14-84
rat. 7/24/84

THIS AGREEMENT, made and entered into this 3rd day of July, 1984, by and between COX CABLE FORT WAYNE (formerly Citizens Cable of Fort Wayne), hereinafter called "Franchisee" and the CITY OF FORT WAYNE, INDIANA, hereinafter called the "City".

WITNESSETH:

WHEREAS, the parties hereto are parties to a certain contract dated August 16, 1978, providing for the construction, operation and maintenance of a cable communications system in the City of Fort Wayne, Indiana;

WHEREAS, said contract between the parties is governed by and incorporates by reference therein, General Ordinance G-27-77; and,

WHEREAS, the parties desire to amend the contract between them.

NOW THEREFORE, for good and valuable consideration the receipt and sufficiency which is hereby acknowledged,

The contract between the parties dated August 16, 1978, is amended by addition thereto the following language:

The Franchisee agrees that it will not show x-rated films or programs, and the Franchisee specifically agrees that it is prohibited from showing any such x-rated films or programs. X-rated as herein used refers to that rating as used by the Motion Picture Association of America and to material which has

GRINSFELDER
WISMER
BOARDMAN
ARCHITECTS, INC

Exhibit "A"

April 30, 1984

Mr. David Kiester, Chairman
Board of Public Works
City of Fort Wayne
9th Floor, City-County Building
One Main Street
Fort Wayne, IN 46802

Dear Mr. Kiester:

Thank you for giving Grinsfelder Wismer Boardman Architects, Inc. the opportunity to provide professional architectural services to you and the various City departments on a feasibility study on the potential revitalization of the old Hanna School.

The feasibility study will consist of the review and analysis of present City department facilities scheduled for the potential relocation, inspection and documentation of the present condition and physical make-up of Hanna School, and schematic layouts and preliminary study of structural, electrical and mechanical systems, including a preliminary cost analysis.

We are proposing a maximum fee of $14,500.00 to complete the above described feasibility study. We also propose to provide our services on a time basis (hourly basis). If at the end of this study, the fees for total time spent on this project falls under the $14,500.00 maximum fee, you realize the savings.

If this proposal meets with your approval, we would be pleased to execute a short form Owner-Architect contract between the City and our firm.

We have scheduled several members of our staff to begin immediately, subject to your approval, and anticipate the study to be completed within 30-45 days after your word to proceed has been given.

Sincerely,

GRINSFELDER WISMER BOARDMAN ARCHITECTS, INC.

Alan R. Grinsfelder

Alan R. Grinsfelder

ARG/tlc

903 WEST BERRY
FORT WAYNE IN 46804
219 424 5942

not been rated by the MPAA but which is the same in content to films which are x-rated. Franchisee agrees that any violation hereof shall be cause for termination of the franchise and contract pursuant to the procedures as outlined in General Ordinance G-27-77.

In all other respects, the contract between the parties dated August 16, 1978, is hereby reaffirmed and ratified.

IN WITNESS WHEREOF, this document has been signed the day, month and year first above written.

COX CABLE FORT WAYNE

BY: ______________________

DAVID JENKINS
Regional Manager Central ~~Division~~ Region

CITY OF FORT WAYNE

BY: ______________________

WINFIELD C. MOSES, JR.
as its Mayor

____
as a member of the Board of
Public Works

David J. Kiester
DAVID J. KIESTER, as a member
of the Board of Public Works

Betty R. Collins
BETTY COLLINS, as a member of
the Board of Public Works

ATTESTED BY:

Helen V. Gochenour
HELEN V. GOCHENOUR, Clerk

74-36-10
5-9-84

#1

THE AMERICAN INSTITUTE OF ARCHITECTS

AIA Document B151

Abbreviated Form of Agreement Between Owner and Architect For Construction Projects of Limited Scope

THIS DOCUMENT HAS IMPORTANT LEGAL CONSEQUENCES; CONSULTATION WITH AN ATTORNEY IS ENCOURAGED WITH RESPECT TO ITS COMPLETION OR MODIFICATION.

AGREEMENT made this ~~seventh (7)~~ ninth (9) day of May in the year of Nineteen Hundred and eighty-four (1984)

BETWEEN the Owner: City of Fort Wayne, Board of Works,
One Main Street, Fort Wayne, Indiana 46802.

and the Architect: Grinsfelder Wismer Boardman Architects, Inc.
903 West Berry Street, Fort Wayne, Indiana 46804.

For the following Project:
(Include detailed Project location and scope.)

The revitalization of Hanna School Building located on South Lafayette Street, Fort Wayne, Indiana. A feasibility study consisting of review and analysis of present City departments scheduled for potential relocation, inspection and documentation of present conditions and physical make-up of Hanna School, and schematic layouts and preliminary study of structural, electrical & mechanical systems, including a cost analysis.

The Owner and the Architect agree as set forth below.

I. THE ARCHITECT shall provide professional services for the Project in accordance with the Terms and Conditions of this Agreement.

II. THE OWNER shall compensate the Architect, in accordance with the Terms and Conditions of this Agreement.

A. FOR SERVICES, as described in Article 1, compensation shall be: a maximum fee of $14,500.00 to be billed on an hourly basis as described in the letter dated April 30, 1984 and attached as a part of this contract and marked Exhibit "A".

~~B. AN INITIAL PAYMENT of~~ ~~dollars ($~~ ~~) shall be made upon execution of this Agreement and credited to the Owner's account.~~

C. FOR REIMBURSABLE EXPENSES, amounts expended as defined in Paragraph 4.3.

D. IF PROJECT SCOPE or Article 1 services are changed materially, or if services covered by this Agreement have not been completed within (six) months of the date hereof, the amount of compensation shall be subject to renegotiation.

TERMS AND CONDITIONS OF AGREEMENT BETWEEN OWNER AND ARCHITECT

ARTICLE 1

ARCHITECT'S SERVICES

The Architect's Services consist of the four phases described below and include normal structural, mechanical and electrical engineering services and any other services included in Article 11 as related to a single Stipulated Sum Construction Contract. The extent of the Architect's duties and responsibilities and the limitations of his authority as assigned hereunder shall not be modified without his written consent.

DESIGN PHASE

1.1 The Architect shall prepare Design Studies consisting of drawings and other documents for approval by the Owner, and shall submit to the Owner a Statement of Probable Construction Cost. See attached Exhibit "A".

~~CONSTRUCTION DOCUMENTS PHASE~~

~~**1.2** The Architect shall prepare from the approved Design Studies, Drawings and Specifications setting forth in detail the requirements for the Project, and shall submit an adjusted Statement of Probable Construction Cost.~~

~~**1.2.1** The Architect shall assist the Owner in filing the required documents for the approval of governmental authorities having jurisdiction over the Project.~~

~~BIDDING OR NEGOTIATION PHASE~~

~~**1.3** The Architect, following the Owner's approval of the Construction Documents and of the adjusted Statement of Probable Construction Cost, shall assist the Owner in obtaining bids and in awarding the Construction Contract.~~

~~CONSTRUCTION PHASE~~

~~**1.4** The Construction Phase will commence with the award of the Construction Contract and will terminate when the final Certificate for Payment is issued to the Owner.~~

~~**1.4.1** The Architect shall provide general Administration of the Construction Contract, as set forth below.~~

~~**1.4.2** All of the Owner's instructions to the Contractor shall be issued through the Architect. The Architect shall prepare all Change Orders.~~

~~**1.4.3** The Architect shall make periodic visits to the site to familiarize himself generally with the progress and quality of the Work and to determine in general if the Work is proceeding in accordance with the Contract Documents. On the basis of his on-site observations as an architect, he shall endeavor to guard the Owner against defects and deficiencies in the Work of the Contractor. The Architect shall not be required to make exhaustive or continuous on-site inspections to check the quality or quantity of the Work. The Architect shall not be responsible for construction means, methods, techniques, sequences or procedures, or for safety precautions and programs in connection with the Work, and he shall not be responsible for the Contractor's failure to carry out the Work in accordance with the Contract Documents.~~

~~**1.4.4** Based on such observations at the site and on the Contractor's Applications for Payment, the Architect shall determine the amount owing to the Contractor and shall issue Certificates for Payment in such amounts. The issuance of a Certificate for Payment shall constitute a representation by the Architect to the Owner, based on the Architect's observations at the site as provided in Subparagraph 1.4.3 and the data comprising the Application for Payment, that the Work has progressed to the point indicated; that to the best of the Architect's knowledge, information and belief, the quality of the Work is in accordance with the Contract Documents (subject to an evaluation of the Work for conformance with the Contract Documents upon Substantial Completion, to the results of any subsequent tests required by the Contract Documents, to minor deviations from the Contract Documents correctable prior to completion, and to any specific qualifications stated in the Certificate for Payment); and that the Contractor is entitled to payment in the amount certified. By issuing a Certificate for Payment, the Architect shall not be deemed to represent that he has made any examination to ascertain how and for what purpose the Contractor has used the moneys paid on account of the Contract Sum.~~

~~**1.4.5** The Architect shall be the interpreter of the requirements of the Contract Documents and the impartial judge of performance thereunder by both the Owner and Contractor, and shall make decisions on all claims of the Owner and Contractor relating thereto.~~

~~**1.4.6** The Architect shall review and approve shop drawings, samples, and other submissions of the Contractor only for conformance with the design concept of the Project and for compliance with the information given in the Contract Documents.~~

~~**1.4.7** The Architect shall conduct inspections to determine the Dates of Substantial Completion and final completion, and shall issue a final Certificate for Payment.~~

~~**1.4.8** The Architect shall not be responsible for the acts or omissions of the Contractor, or any Subcontractors, or their agents or employees, or any other persons performing any of the Work.~~

ARTICLE 2

THE OWNER'S RESPONSIBILITIES

2.1 The Owner shall provide full information, including a complete program, regarding his requirements for the Project.

~~**2.2** The Owner shall furnish full information about and affecting the site, including a certified land survey and~~

~~when deemed necessary by the Architect, soil test reports or the services of a soil enginer.~~

~~**2.3** The Owner shall furnish laboratory tests, inspections, and reports as required by law or the Contract Documents.~~

~~**2.4** The Owner shall furnish such legal, accounting and insurance counseling services necessary for the Project, and such auditing services as he may require to ascertain how the Contractor has used the money paid to him.~~

~~**2.5** The information, surveys, and reports required by Paragraphs 2.1 through 2.4 inclusive shall be furnished at the Owner's expense, and the Architect shall be entitled to rely upon the accuracy and completeness thereof.~~

2.6 If the Owner becomes aware of any fault or defect in the Project or nonconformance with the Contract Documents, he shall give prompt written notice to the Architect.

2.7 The Owner shall furnish information required of him as expeditiously as necessary for the orderly progress of the Work.

ARTICLE 3

CONSTRUCTION COST

~~**3.1** The Construction Cost shall be the total cost or estimated cost to the Owner of all Work designed or specified by the Architect, which shall be determined as follows, with precedence in the order listed:~~

~~**3.1.1** For completed construction, the cost of all such Work, including the cost of labor, materials and equipment furnished by the Owner and the cost of managing construction; or~~

~~**3.1.2** For Work not constructed, (1) the lowest bona fide bid received from a qualified bidder for any or all of such Work, or (2) if the Work is not bid, the bona fide negotiated proposal submitted for any or all of such Work; or~~

~~**3.1.3** For Work or portions of the Work for which no such bid or proposal is received, the latest Statement of Probable Construction Cost.~~

~~**3.2** Construction Cost does not include the compensation of the Architect and his consultants, the cost of the land, right-of-way, or other costs which are the responsibility of the Owner in Paragraphs 2.1 through 2.4 inclusive.~~

~~**3.3** The Architect cannot and does not guarantee that bids will not vary from Statements of Probable Construction Cost or other cost estimates prepared by him.~~

~~**3.4** When a fixed limit of Construction Cost is established as a condition of this Agreement, it shall be in writing signed by the parties and shall include a bidding contingency of ten percent, and if it is exceeded by the lowest bona fide bid or negotiated proposal, the Owner shall (1) give written approval of an increase in such fixed limit, (2) authorize rebidding the Project within a reasonable time, or (3) cooperate in revising the Project to reduce the Probable Construction Cost. In the case of (3) the Architect, without additional charge, shall discharge his responsibility by modifying the Drawings and Specifications, and having done so, shall be entitled to compensation in accordance with this Agreement.~~

ARTICLE 4

PAYMENTS TO THE ARCHITECT

~~4.1 An initial payment as set forth in Paragraph 14.1 is the minimum payment under this Agreement.~~

4.2 Payments for Services shall be made monthly, in proportion to services performed. If compensation is on the basis of a fixed fee or percentage of construction cost it shall, at the completion of each Phase, equal the following percentages of the total Compensation:

Design*Phase	100%	~~35%~~
~~Construction Documents Phase~~		~~75%~~
~~Bidding or Negotiation Phase~~		~~80%~~
~~Construction Phase~~		~~100%~~

4.3 Payment for Reimbursable Expenses shall be made monthly. Reimbursable Expenses are in addition to compensation and include actual expenditures made by the Architect for the Project for: travel and subsistence; long distance calls; fees paid to governmental authorities; renderings and models required by the Owner; Owner authorized overtime; reproductions, postage and handling of Drawings and Specifications, excluding duplicate sets at the completion of each Phase for the Owner's review and approval.

4.4 No deductions shall be made from the Architect's compensation on account of sums withheld from payments to contractors.

4.5 If the Project is suspended for more than three months or abandoned in whole or in part, the Architect shall be paid for services performed prior to receipt of such notice from the Owner together with all termination expenses. If the Project is resumed after being suspended for more than three months, the Architect's compensation shall be subject to renegotiation.

4.6 Payments due the Architect under this Agreement shall bear interest at the legal rate commencing sixty days after date of billing.

* Analysis.

ARTICLE 5

TERMINATION OF AGREEMENT

5.1 This Agreement may be terminated by either party upon seven days written notice should the other party fail substantially to perform in accordance with its terms through no fault of the party initiating the termination. In the event of termination due to the fault of parties other than the Architect, the Architect shall be paid his compensation for services performed to termination date, including Reimbursable Expenses, plus termination expenses.

5.2 Termination expenses are defined as Reimbursable Expenses directly attributable to termination, plus an amount computed as a percentage of the total compensation earned to the time of termination as follows:

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20 percent if termination occurs during the Design Phase; or
10 percent if termination occurs during the Construction Documents Phase; or
5 percent if termination occurs during any subsequent phase.

ARTICLE 6

OWNERSHIP OF DOCUMENTS

Drawings and Specification as instruments of service are and shall remain the property of the Architect whether the Project for which they are made is executed or not. They are not to be used by the Owner on other projects or extensions to this Project except by agreement in writing and with appropriate compensation to the Architect.

ARTICLE 7

SUCCESSORS AND ASSIGNS

The Owner and the Architect each binds himself, his partners, successors, assigns and legal representatives to the other party to this Agreement and to the partners, successors, assigns and legal representatives of such other party with respect to all covenants of this Agreement. Neither the Owner nor the Architect shall assign his interest in this Agreement without the written consent of the other.

ARTICLE 8

ARBITRATION

All claims, disputes and other matters in question between the parties to this Agreement, arising out of, or relating to this Agreement or the breach thereof, shall be decided by arbitration in accordance with the Construction Industry Arbitration Rules of the American Arbitration Association then obtaining unless the parties mutually agree otherwise. No arbitration, arising out of, or relating to this Agreement shall include, by consolidation, joinder or in any other manner, any additional party not a party to this Agreement except by written consent containing a specific reference to this Agreement and signed by all the parties hereto. Any consent to arbitration involving an additional party or parties shall not constitute consent to arbitration of any dispute not described therein or with any party not named or described therein. This Agreement to arbitrate and any agreement to arbitrate with an additional party or parties duly consented to by the parties hereto shall be specifically enforceable under the prevailing arbitration law. In no event shall the demand for arbitration be made after the date when such dispute would be barred by the applicable statute of limitations. The award rendered by the arbitrators shall be final.

ARTICLE 9

EXTENT OF AGREEMENT

This Agreement represents the entire and integrated agreement between the Owner and the Architect and supersedes all prior negotiations, representations or agreements. This Agreement may be amended only by written instrument signed by both Owner and Architect.

ARTICLE 10

GOVERNING LAW

This Agreement shall be governed by the law of the principal place of business of the Architect.

ARTICLE 11

OTHER CONDITIONS OR SERVICES

See attached Exhibit "A".

This Agreement executed the day and year first written above.

OWNER
David Kiester, Chairman
Fort Wayne Board of Works

ARCHITECT 5/9/84
Alan R. Grinsfelder, President

Form 1929

74-60-9
6-20-84
HI

Improvement Resolution

FOR STREET OR ALLEY

No. 6008 -1984

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve by the installation of new pavement with curbs on north side and curbface walk on south side on Manford Street from Queen St. on the west to Fruehauf Dr. on the east. This area is also known as Greater McMillen Phase III.

Alternate I - by installing a new storm sewer line on Queen street from McKee St. on the north to Manford on the south.

Alternate II - by the installation of new pavement with curbs on the north side and curb face walk on the south side on Manford St. from Abbott St. on the east and Queen St. on the west.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid by Community Development and Planning.

Adopted, this 20th *day of* June, 1984

ATTEST: Helen A. Gochenour
SECRETARY AND CLERK

BOARD OF PUBLIC WORKS:
David [illegible]
H James Haley

WATER UTILITY EMERGENCY RESOLUTION NO. 74-58-1

WHEREAS, the Water Filtration Plant has been given approval to convert their three (3) heating boilers from oil to natural gas; and

WHEREAS, to do so will provide the Utility with major and substantial cost savings in utility expenses; and

WHEREAS, manufacturers of the components must have necessary time to provide these to the contractor for the installation; and

WHEREAS, it is anticipated that #5 fuel oil, which is used in the boilers, is going to become difficult to obtain; and

WHEREAS, this work needs to be completed prior to the beginning of the heating season which normally commences in October;

NOW, THEREFORE, the Board of Public Works declares that an emergency does exist and directs the following action be taken:

The Purchasing Department is to go out for written, sealed quotations in lieu of legal publication.

The Board shall evaluate these quotations pursuant to the same criteria for evaluating formal, written bids.

Adopted this 13th day of June, 1984

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

David Kiester
David J. Kiester, Chairman

Betty R. Collins, Member

H James Haley
H. James Haley, Member

ATTEST:

Helen V. Gochenour
Helen V. Gochenour, Clerk

ESTIMATE OF QUANTITIES

RES. . NO.
6008-84

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE:

W.O. # ______
Center Line Length ______
Property Frontage ______

Project Name: GREATER MC MILLEN, PHASE III

ITEM NO.	BASE BID ITEM	QUANTITY	UNIT	UNIT COST		AMOUNT	
				$	¢	$	¢
1	Common Excavation	850	CY				
2	7" Concrete Pavement	2350	SY				
3	Curbface Walk	4550	SY				
4	6" Concrete Drive approach	105	SY				
5	8" Concrete Alley Approach	38	SY				
6	Type II-A Curb (6' x 6")	700	LF				
7	HAC #53 Base	28	Ton				
8	HAC #11 Binder	3	Ton				
9	HAC A-2 Surface	3	Ton				
10	Seed, Mulch, Fertilizer and Fine Grading	840	SY				
11	Steps	5	ea.				
12	Stone (For Drives)	20	Ton				
13	4" Sidewalk	200	SF				
14	Tree Removal	1	ea.				

BASE BID Sub Total		
Engineering & Inspection 10%		
Total Estimated Cost		

Note:

Sheet 1 of 3

ESTIMATE OF QUANTITIES

RES. NO.
6008-84

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE

W.O. #
Center Line Length
Property Frontage

Project Name: GREATER MC MILLEN, PHASE III

ITEM NO.	ALTERNATE #1 ITEM	QUANTITY	UNIT	UNIT COST $	UNIT COST ¢	AMOUNT $	AMOUNT ¢
1	Pipe RCP Class III 12"	330	LF				
2	Pipe RCP Class V 12"	70	LF				
3	B-Borrow Sewer Backfill	200	Ton				
4	Stone #53 Sewer BAckfill Street Crossing	45	Ton				
5	Inlet Type 1-C (Including Backfill)	2	ea.				
6	Inlet Type III-C (Including Backfill)	1	ea.				
7	Curb I-B	100	LF				
8	Wing Walk	226	SF				
9	Concrete Drives 6"	23	SY				
10	Seeding Mulch, Fertilizer and Fine Grading	215	SY				
11	Top Soil	25	Ton				
	ALTERNATE # 1 Sub Total						
	Engineering & Inspection 10%						
	Total Estimated Cost						

Note:

Sheet 2 of 3

ESTIMATE OF QUANTITIES

RES. NO.
6008-84

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE:

W.O. # ______
Center Line Length ______
Property Frontage ______

Project Name: GREATER MC MILLEN PHASE III

ITEM NO.	ALTERNATE II ITEM	QUANTITY	UNIT	UNIT COST $	UNIT COST ¢	AMOUNT $	AMOUNT ¢
1 B	Common Excavation	264	CY				
2 B	7" Concrete Pavement	950	SY				
3 B	Curbface Walk	1860	SF				
4 B	6" Driveway concrete	24	SY				
5 B	8" Concrete Alley Approach	19	SY				
6 B	Type II A curb (6" x 6")	300	LF				
	Type I-B Curb	60	LF				
7 B	HAC #53 Base	28	Ton				
8 B	HAC #11 Binder	3	Ton				
9 B	HAC A-2 Surface	3	Ton				
10B	Seed, Mulch, Fertilizer and Fine Grading	350	SY				
11B	Steps	2	ea.				
	ALTERNATE II Sub Total						
	Engineering & Inspection 10%						
	Total Estimated Cost						

Note:

Sheet 3 of 3

HI
74-56-19
6/13/84

SEWER IMPROVEMENT RESOLUTION NO. 397-1984

Resolved by the **Board of Public Works of the City of Fort Wayne, Indiana,** that the construction of an interconnect of the St. Joe Pump Station and 60" interceptor from its size and character is not only intended and adapted for use by property owners whose property abuts said improvement, but also is intended and adapted for receiving sewage from collateral drains for the general well-being of the public, located within the Northeast Quarter of the Northeast Quarter of Section 25, Township 30 North, Range 13 East, and the same is hereby ordered.

To remove an existing 60" RCP pipe under flowing conditions from an existing structure located in the center of California Road at St. Joe Pump Station site.

All work done in the making of the aforementioned Public Improvement shall be in accordance with the terms and conditions of the Resolution aforementioned and the plans, profiles, special details and specifications now on file in the Office of the **Board of Public Works** of said City.

It is hereby found by said **Board of Public Works,** that the cost of said improvement shall be paid by the City of Fort Wayne, Indiana, out of monies from the Sewer Utility.

ADOPTED this 13th day of June 1984.

BOARD OF PUBLIC WORKS

David J Kiester
David J. Kiester, Chairman

Betty R. Collins, Member

H James Haley
H. James Haley, Member

ATTEST:

Helen V. Gochenour
Helen V. Gochenour, Clerk

APPROVED as to form and legality:

R I Snouffer
Richard I. Snouffer, Associate
City Attorney
ASSOCIATE CITY ATTORNEY

This instrument prepared by:
C. Duane Embury, P.E., Chief
Water Pollution Control Engineer
CITY OF FORT WAYNE

HI
74-56-12
6-13-84

SEWER EASEMENT RESOLUTION NO. 212-1983
(Amended)

For the condemnation of a permanent and temporary easement for the purposes to construct, operate, control and maintain a sanitary sewer line along and across a portion of the Northeast Quarter, Section 32 and Northwest Quarter, Section 33, Township 31 North, Range 13 East, bounded on the North by a line 570± LF North of and parallel to the North Right-of-Way of Charlotte Avenue; bounded on the East by a line 200± LF East of and parallel to the East Right-of-Way of Reed Road; bounded on the South by Eastwick Drive and its Westerly extension; bounded on the West by a line 275± LF West of and parallel to the West Right-of-Way of Reed Road.

RESOLVED by the **Board of Public Works** of the **City of Fort Wayne, Indiana,** that it is desired and deemed necessary to condemn rights-of-way for permanent and temporary sanitary sewer easement purposes to construct, operate, control, and maintain a sewer line along and across a portion of the Northeast Quarter Section 32 and Northwest Quarter, Section 33, Township 31 North, Range 13 East; bounded on the North by a line 570± LF North of and parallel to the North Right-of Way of Charlotte Avenue; bounded on the East by a line 200± LF East of and parallel to the East Right-of-Way of Reed Road; bounded on the South by Eastwick Drive and its westerly extension; bounded on the West by a line 275± LF West of and parallel to the West Right-of-Way of Reed Road.

1. **PERMANENT EASEMENT**

The West 10 feet of the East 35 feet of the South 20 feet of space now or formerly owned by Frank L. Martino, as recorded by Instrument No. 82-013246 in the Office of the Recorder of Allen County, Indiana. Said 10 foot permanent easement is more particularly described as follows:

The West 10 feet of the East 35 feet of the South 20 feet of the North 80 feet of the East 300 feet of the Southeast Quarter of the Northeast Quarter of Section 32, Township 31 North, Range 13 East in Allen County, Indiana.

TEMPORARY EASEMENT

An easement 10-feet-in-uniform width laying immediately West of and adjacent to the above-described 10 foot permanent easement.

2. **PERMANENT EASEMENT**

The West 10 feet of the East 35 feet of the North 20 feet of space now or formerly owned by Jack Harris, as recorded by Instrument No. 82-002284 in the Office of the Recorder of Allen County, Indiana. Said 10-foot-permanent easement is more particularly described as follows:

The West 10 feet of the East 35 feet of the North 20 feet of the South 80 feet of the North 160 feet of the East 300 feet of the Southeast Quarter of the Northeast Quarter of Section 32, Township 31 North Range 13 East, in Allen County, Indiana.

TEMPORARY EASEMENT

An easement 10-feet-in-uniform width laying immediately West of and adjacent to the above-described 10 foot permanent easement.

1984 JUN -6 PM 1:29

3. **PERMANENT EASEMENT**

The East 20 feet of the West 45 feet of space now or formerly owned by Robert E. Edwards and Helen L. Edwards, as recorded in Plat book 436, Page 352, in the Office of the Recorder of Allen County, Indiana. Said 20 foot permanent easement is more particularly described as follows:

Beginning at a point located 935 feet North of and 25 feet East of the Southwest corner of the Northwest Quarter of Section 33, Township 31 North, Range 13 East in Allen County, Indiana; thence East a distance of 20 feet; thence North and parallel with the West line of the Northwest Quarter of said Section 33, a distance of 115 feet; thence West a distance of 20 feet; thence South and parallel with the West line of the Northwest Quarter of said Section 33, a distance of 115 feet to the **POINT OF BEGINNING.**

TEMPORARY EASEMENT

An easement 10-feet-in-uniform width laying immediately East of and adjacent to the above-described 20 foot permanent easement.

The majority of property owners whose names, property and easement descriptions are included within the original Sewer Easement Resolution No. 212-1983, have granted to the **City of Fort Wayne** all required Temporary and Permanent Easements, and, **THEREFORE,** the purpose of this **AMENDED** Sewer Easement Resolution No. 212-1983 is to indicate that they have been deleted from the "Easement Condemnation List."

The cost of said improvement shall be apportioned against and paid by the property holders benefited by said improvement, all according to the method and manner provided for in the Acts of the General Assembly of the State of Indiana, Indiana Code, Title 36, Act 36-9-19-32 and Acts 36-9-20-1 through 36-9-20-19 effective 1 September 1981, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal annual installments with interest at the rate set by the **Board of Public Works,** per annum and shall be financed by the **Barrett Law Revolving Improvement Fund,** as provided for in the above entitled acts. All proceedings and any work done in said sewer improvement, assessment of property, collection of assessments and issuance of bonds, therefore, shall be as provided for in said above entitled acts and all amendments thereto and supplemental thereof.

All land affected lies within the Northeast Quarter, Section 32, and Northwest Quarter, Section 33, Township 31 North, Range 13 East.

The temporary easements shall expire one (1) year from date of adoption.

ADOPTED this 13th day of June, 1984.

BOARD OF PUBLIC WORKS

David J Kiest
David J. Kiester, Chairman

Betty R. Collins, Member

H James Haley
H. James Haley, **Member**

ATTEST:

Helen Gochenour
Helen Gochenour, Clerk

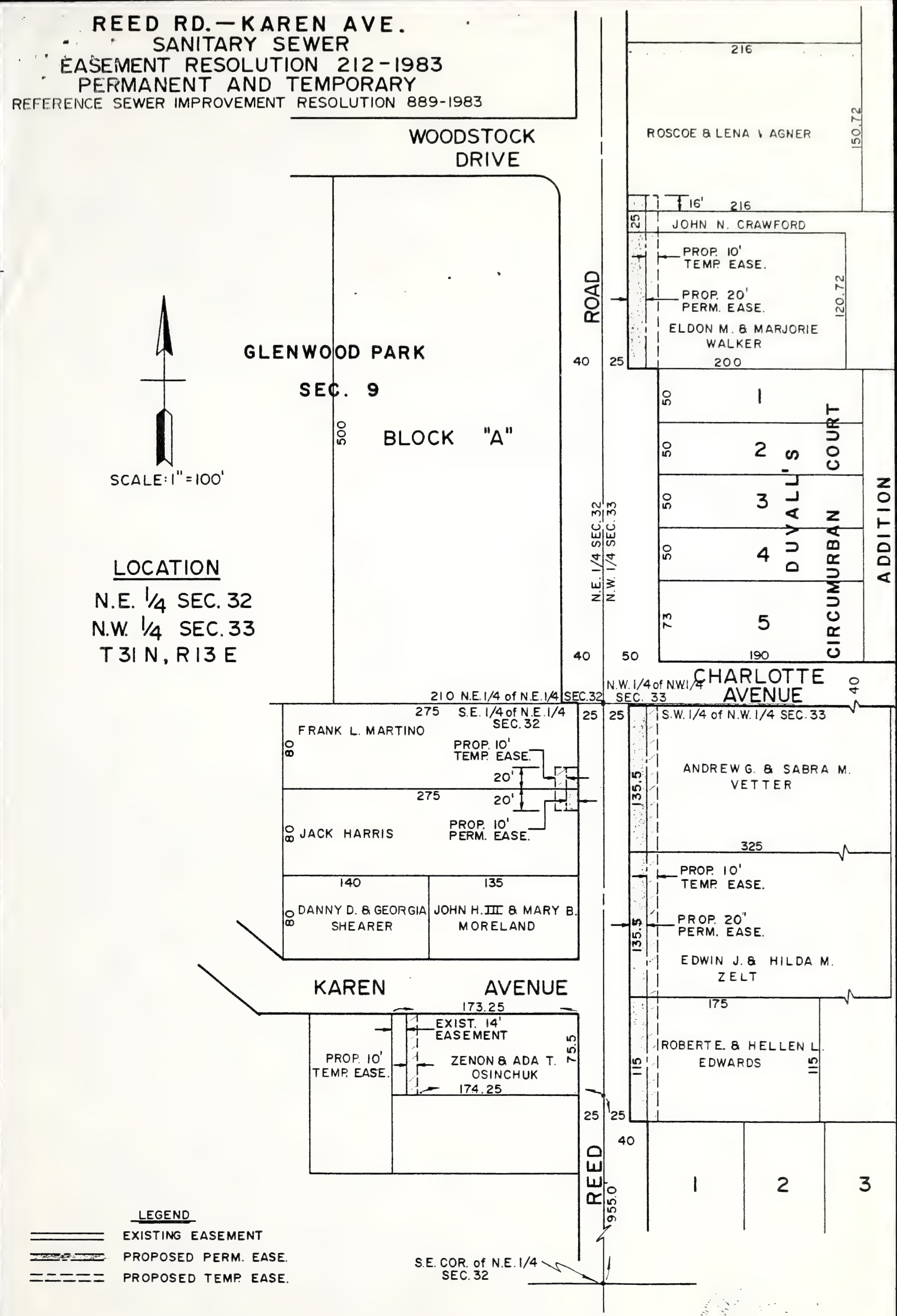
APPROVED AS TO FORM AND LEGALITY:

R I Snouffer
ASSOCIATE CITY ATTORNEY
Richard I. Snouffer, Associate
City Attorney

Reference: Sewer Improvement Resolution 889-83

This instrument prepared by:
C. Duane Embury, P.E., Chief
Water Pollution Control Engineer

REED RD.—KAREN AVE.
SANITARY SEWER
EASEMENT RESOLUTION 212-1983
PERMANENT AND TEMPORARY
REFERENCE SEWER IMPROVEMENT RESOLUTION 889-1983


WOODSTOCK DRIVE
GLENWOOD PARK
SEC. 9
BLOCK "A"
500
SCALE: 1" = 100'
ROAD
REED
955.0
40
25
50
N.E. 1/4 SEC. 32
N.W. 1/4 SEC. 33
216
ROSCOE & LENA WAGNER
150.72
16'
216
JOHN N. CRAWFORD
PROP. 10' TEMP. EASE.
PROP. 20' PERM. EASE.
ELDON M. & MARJORIE WALKER
120.72
200
1
2
3
4
5
73
190
DUVALL'S
CIRCUMURBAN COURT
ADDITION
CHARLOTTE AVENUE
210 N.E. 1/4 of N.E. 1/4 SEC. 32
N.W. 1/4 of NW 1/4 SEC. 33
275
S.E. 1/4 of N.E. 1/4 SEC. 32
FRANK L. MARTINO
80
PROP. 10' TEMP. EASE.
20'
20'
275
JACK HARRIS
PROP. 10' PERM. EASE.
140
135
DANNY D. & GEORGIA SHEARER
JOHN H. III & MARY B. MORELAND
S.W. 1/4 of N.W. 1/4 SEC. 33
ANDREW G. & SABRA M. VETTER
135.5
325
PROP. 10' TEMP. EASE.
PROP. 20" PERM. EASE.
EDWIN J. & HILDA M. ZELT
175
ROBERT E. & HELLEN L. EDWARDS
115
KAREN AVENUE
173.25
EXIST. 14' EASEMENT
PROP. 10' TEMP. EASE.
ZENON & ADA T. OSINCHUK
75.5
174.25
1
2
3
S.E. COR. of N.E. 1/4 SEC. 32

LOCATION
N.E. 1/4 SEC. 32
N.W. 1/4 SEC. 33
T31N, R13E

LEGEND
- EXISTING EASEMENT
- PROPOSED PERM. EASE.
- PROPOSED TEMP. EASE.

Jan. 9, 1984

C. Duane Embury
C. DUANE EMBURY L.S. S0024

Form 179

H.I.
74-58-16
6/13/84

Improvement Resolution

FOR CURB AND SIDEWALK

No. 6007-84

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve by constructing curbs, and partial drive approaches and yard walks in Southwood Park neighborhood - Phase I as follows.

Indiana Avenue - Rudisill to Pettit Avenue

Drury Lane - Indiana Avenue to Pembroke Lane

ALTERNATE I-

Pembroke Lane - Indiana Avenue to Drury Lane

all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost of said improvement shall be assessed 50% upon the real estate abutting on said improvements as above described and 50% upon the City of Fort Wayne, Indiana, if the said city is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate prevailing ~~of five per cent~~ per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 13th *day of* June, 1984

BOARD OF PUBLIC WORKS:
David Kurt
W James Haley

CALHOUN PRESS

B.O. #97-84
Leesburg Rd.

HI

S-68-84
at 6-12-84

AGREEMENT FOR SEWER EXTENSION

THIS AGREEMENT, made in triplicate this 5th day of April 1984, by and between JOSEPH BIEBER, DARRYL SCHMIDT and HAROLD E. SCHMIDT hereinafter referred to as "OWNERS" and the City of Fort Wayne, Indiana, an Indiana municipal corporation, hereinafter referred to as the "CITY".

84-014080

DULY ENTERED FOR TAXATION
JUN 15 1984
Gloria J. Goeglein
AUDITOR OF ALLEN COUNTY

1984 JUN 15 PM 3:17
ALLEN COUNTY RECORDER
Virginia

WITNESSETH:

WHEREAS, the OWNERS desire to construct a local sanitary sewer described as follows:

> Beginning at an existing manhole located along Leesburg Road and approximately 775 feet Northwest of the intersection of Greenville Drive; thence Northerly 890 feet to the point of terminus,said point located 306 feet East of the West line of the Northeast One-Quarter of Section 32, Township 31 North, Range 12 East.

in accordance with plans, profiles and specifications heretofore submitted to and approved by CITY and now on file in the Office of the Chief Engineer of the Water Polution Control Engineering Department of the CITY and known as the Proposed Sanitary Sewer Extension for Bieber - Schmidt Property, as drawn by COIL & DICKMEYER, INC., under their Commission Number 8337 and dated January 18, 1984, which plans, profiles and specifications are by reference incorporated herein and made a part hereof, which sewer will serve not only land in which the OWNERS have an interest, but also the adjoining land areas and;

WHEREAS, the cost of construction of said sewer is represented to be $ 13,280.00 composed of $ 11,500 for construction cost, $ 1,780 for engineering services, $ 0 for legal fees and $ -0- for City Engineering and Inspection Fees.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. CONSTRUCTION OF SEWER

The OWNERS shall cause said sewer to be constructed and located in accordance with said plans, profiles and specifications, all approved by the CITY under private contract to let within sixty (60) days after requisite CITY approval. All work and materials shall be subject to inspection by and the right of the CITY to halt construction if there shall be noncompliance therein. Said sewer shall not be deemed completed and/or permanently connected in the Sewer system of the CITY until final acceptance by CITY. Upon acceptance by CITY, said Sewer shall become the property of CITY and CITY shall accept sewage therefrom, subject to such sewage service charges as may now or hereafter be regularly established by the CITY, and all further maintenance shall be borne by the CITY.

2. CONSTRUCTION COST

The OWNERS agree to pay the entire cost and expense of construction of said sewer, in cash, including the CITY engineering and inspection fees, and to hold the CITY harmless from any liability for claims connected therewith.

3. AREA OF OWNERS

Said sewer, when accepted by the CITY, will serve the following described real estate:

> A 1.0 acre parcel of land described as the South 230 feet of the North 460 feet of the West 190 feet of the NE 1/4 of Section 32, Township 31 North, Range 12 East, Allen County, Indiana together with a 7.84 acre pracel of land described as the West 326.5 feet of the NE 1/4 of Section 32, Township 31 North, Range 12 East, Allen County, Indiana lying North of Leesburg Road together with a 11.27 acre parcel of land described as the East 326.5 feet of the West 653 feet of the NE 1/4 of Section 32, Township 31 North, Range 12 East, Allen County, Indiana lying North of Leesburg Road.

As the OWNERS will pay for the cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by

RSG

WPCE

ESTIMATE OF QUANTITIES

RES. NO.

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE

DATE :

W.O. # ____
Center Line Length ____
Property Frontage ____

Project Name : SOUTHWOOD PARK CURBS (Drury Ln. - Indiana to Pembroke)
(Indiana - Rudisill to Pettit)

ITEM NO.	BASE BID ITEM	QUANTITY	UNIT	UNIT COST $	UNIT COST ¢	AMOUNT $	AMOUNT ¢
1.	Curb Removal	9280	L.F	2.	00	18,560	00
2.	New Curb Type II-B	9280	L.F	8.	00	74,240	00
3.	Concrete Removal	1723	S.Y	3.	00	5,169	00
4.	New 4" Sidewalk	4200	S.F	1.	60	6,720	00
5.	New 6" Drive	965	S.Y	18.	00	17,370	00
6.	New 8" Alley	38	S.Y	18.	00	684	00
7.	New Corner Wingwalk, Including Ramps	2280	S.F	1.	75	3,990	00
8.	New C.B. Type I-C	1	Ea.	1500.	00	1,500	00
9.	New Inlet Type I-C	3	Ea.	750.	00	2,250	00
10.	New C.B. Casting, Type C (Adjust to Grade)	4	Ea.	250.	00	1,000	00
11.	C.B. Casting (Adjust to Grade)	8	Ea.	100.	00	800	00
12.	Topsoil	650	Ton	10.	00	6,500	00
13.	Seed	5040	S.Y.	0.	50	2,520	00
14.	Asphalt (8")	450	Ton	30.	00	13,500	00
	Sub Total					154,803	00
	Engineering & Inspection 10%					15,480	30
	Total Estimated Cost					170,283	30

Note :

Sheet ___ of ___

this Agreement against the above described real estate for the construction of said sewer by the present or future owner of said real estate except only as to such standard tap-in, inspection fees and monthly sewage treatment charges as are customarily charged by the CITY for connections to CITY sewer mains and treatment of sewage therefrom.

4. AREA CONNECTION CHARGE

An area conection charge of $ 700.00 per acre must be paid to CITY at the time of connection. This area connection charge is in addition to the local (cost of construction) charge as set forth above and represents the installation and oversizing cost expended by CITY for sewer lines known as the St. Joseph Service Area in Resolution No 74-22-04, Recorded under 84-08201. It is understood that the OWNERS's acreage will be subject to said area connection fees immediately upon the execution of this document.

5. BOND

This contract is subject to OWNERS furnishing a satisfactory Performance and Guaranty Bond for the value of the sewer which shall guarantee said sewer against defects for a period of one (1) year from the date of final acceptance of said sewer by the CITY.

6. LIMITATION ON USE

Said sewer shall be constructed for disposal of sanitary sewage only and neither the parties hereto, their successors, or assigns, or any future owners of any land serviced by said sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water runoff caused by natural precipitation or anything other than sanitary sewage or contaminated waste.

7. WAIVER OF RIGHT TO REMONSTRATE AGAINST ANNEXATION

The OWNERS, for himself, his successors in title and assigns, waives and releases any and all rights which may now or hereafter have to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by CITY of any territory now or hereafter owned by him, as described in Article 3 herein, or hereafter served by said sewer or any extension thereof. In further consideration and to induce CITY to execute and ratify this contract, said OWNERS, for himself, his successors and assigns, agrees by this by this contract to vest in CITY the permanent right at its discretion to annex to the City of Fort Wayne at any future time by duly authorized ordinance to the said real estate described in Article 3 herein. OWNERS further agree that any deeds, contracts or other instruments of conveyance made by the OWNERS, its successors or assigns transferring or conveying any interest in and to any of the real estate described in Article 3 herein, shall contain the waiver and release provisions contained in this article which provisions shall run with the land and the acceptance of the delivery of any such instruments from the OWNERS, his successors and assigns by any grantee, vendee, or contract purchaser, shall be made subject to the terms of this Agreement and shall constitute an acceptance of the foregoing provisions by said grantee, vendee, or contract purchaser, and their successors in title. The OWNERS further agree to record an executed copy of this contract in the Allen County Recorder's Office within ten (10) days of its adoption and approval by the Common Council of CITY as hereinafter provided. Any owner or owners of land which is now, or hereinafter located outside the corporate limits of CITY who connect into the sewer constructed hereunder shall be deemed to thereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by CITY of such land or of the territory in which it is located or of the area served by said sewer (I.C. 36-9-22-2, as added by Acts 1981, P.L., 309,395).

ESTIMATE OF QUANTITIES

RES. NO.

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE :

W.O. #
Center Line Length
Property Frontage

Project Name : SOUTHWOOD PARK CURBS (Pembroke Ln. - Indiana to Drury Ln.)

ITEM NO.	ITEM	QUANTITY	UNIT	UNIT COST $	UNIT COST ¢	AMOUNT $	AMOUNT ¢
	ALTERNATE #1						
1.	Curb Removal	1460	L.F	2.	00	2,920.	00
2	New Curb Type II-B	1460	L.F	8.	00	11,680.	00
3.	Concrete Removal	320	S.Y	3.	00	960.	00
4.	New 4" Sidewalk	370	S.F	1.	60	592.	00
5.	New 6" Drive	250	S.Y	18.	00	4,500.	00
6.	New 8" Alley	10	S.Y	18.	00	180.	00
7.	New Corner Wingwalk (Including Ramps)	150	S.F	1.	75	262.	50
8.	New C.B. Type I-C	3	Ea.	1500.	00	4,500.	00
9.	New Inlet Type I-C	1	Ea.	750.	00	750.	00
10.	Topsoil	100	Ton	10.	00	1,000.	00
11.	Seed	810	S.Y	0.	50	405.	00
12.	8" Asphalt	80	Ton	30.	00	2,400.	00
	Sub Total					30,149.	50
	Engineering & Inspection 10%					3,014.	95
	Total Estimated Cost					33,164.	45

Note :

Sheet ___ of ___

8. COUNCILMANIC APPROVAL

It is understood and agreed that this contract is in all respects subject to approval by the Common Council of CITY, by duly appointed Ordinance, and if such Ordinance is not adopted within a period of ninety (90) days after execution thereof, this contract shall be null and void and of no further force and effect.

IN WITNESS WHEREOF, the parties have subscribed to this agreement the day and year first above written.

OWNER OF 1.0 ac &
EQUITY OWNER of 7.84 ac

Joseph Bieber
Joseph Bieber

EQUITY OWNER of 11.27 ac

Darryl Schmidt
Darryl Schmidt

OWNER of 7.84 ac & 11.27 ac

X Harold E Schmidt
Harold Schmidt

CITY OF FORT WAYNE, INDIANA

BY: W Moses JR.
Winfield Moses, Jr., Mayor

BOARD OF PUBLIC WORKS

BY: David J Kiest
David J. Kiester, Chairman

BY:
Betty R. Collins, Member

BY:
Frank W. Heyman, Member

ATTEST:

Helen V. Gochenour
Helen V. Gochenour, Clerk

APPROVED AS TO FORM AND LEGALITY:

[illegible]

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Joseph Bieber and Darryl Schmidt who acknowledged the execution of the foregoing Agreement for Sewer Extension, as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and Notarial Seal this 24 day of April, 1984.

Lewis Momper
NOTARY PUBLIC
Resident of Allen County, [illegible]
Lewis Momper

My Commission expires:
aug 11 - 1984

STATE OF Illinois)
)
COUNTY OF Winn.)

Before me, the undersigned, a Notary Public in and cor said County and State, personally appeared Harold Schmidt who acknowledged the execution of the foregoing Agreement for Sewer Extension, as and for their voluntary act and deed for the uses and purposes therein contained.

Witness my hand and Notarial Seal this 5th day of april, 1984, 1984.

NOTARY PUBLIC
Resident of Davis, Il.

My Commission expires:
12-29-84

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Winfield Moses, Jr., Mayor, City of Fort Wayne, Indiana and David J. Kiester, Chairman, Board of Public Works, and Betty R. Collins and Frank W. Heyman, members respectively of the Board of Public Works and acknowledged the execution of the foregoing Agreement for Sewer Extension, as and for the uses and purposes therein contained.

WITNESS my hand and Notarial Seal this 16th day of may, 1984.

L. Settimi McMahon
NOTARY PUBLIC
Resident of Allen County, Indiana

My Commission expires:

L. SETTIMI McMAHON
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES MARCH 2, 1988
ISSUED THRU INDIANA NOTARY ASSOC.

This instrument prepared by Kerry. D. Dickmeyer, LS

RECEIVED
[illegible]
W[illegible] Dept.
City [illegible] St.
[illegible]2

74-53-15
6/6/84
HI

Improvement Resolution

FOR CURB AND SIDEWALK

No. 6006-84

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve Grant Avenue with curb sidewalk and street lights from Maumee Ave. to center of Lot 131 on west side and to center of Lot 178 on east side.

Alternate I Alliger Street with curb, walks and street lights from Grant Ave. to Fletcher Ave.

Alternate II Alliger Street with curb, walks and street lights from Fletcher Ave. to Anthony Blvd.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid BY C.D.& P.

Adopted, this 6th day of June, 1984

ATTEST: Helen C. Gochenour
Secretary & Clerk

BOARD OF PUBLIC WORKS: David J. Kent
H. James Haley

Improvement Resolution

FOR CURB AND SIDEWALK

74-[illegible]

6005

HI

No. 6005-84

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve Sinclair St. - From Leora to St. Mary's Avenue

with New Curbface walk and Street Lights.

Alternate I

St. Mary's Avenue - Third Street to Sinclair Street with New Curb and Walk

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid by Community Development & Planning (HANDS).

Adopted, this 6th *day of* June, 1984

ATTEST: Helen O. Gochenour
Secretary & Clerk

BOARD OF PUBLIC WORKS: David J. Kiel

ESTIMATE OF QUANTITIES

RES. NO. 6006-84

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE :

W.O. # 10,566
Center Line Length 1180
Property Frontage ______

Project Name : MEMORIAL PARK PHASE III

ITEM NO.	BASE BID ITEM	QUANTITY	UNIT	UNIT COST $	¢	AMOUNT $	¢
1	Concrete Removal	1,700	SY				
2	Curb Removal	2,360	LF				
3	6" Wingwalk W/Ramp	750	SF				
4	8" Alley/Drive Approach	65	SY				
5	6" Drive Approach	220	SY				
6	4" Walk	12,430	SF				
7	Type III Curb	2,360	LF				
8	Remove & Replace Type I-C Catch Basin	3	Ea.				
9	Remove & Replace Type I-C Inlet	1	Ea.				
10	Backfill For Seed	450	Ton				
11	Seed, Mulch & Fertilizer	1,200	SY				
12	Install 16 Ft.Embedded Pole 4 Ft. Deep W/Polycet	14	Ea.				
13	Install TC100R Luminaire & Lamp	14	Ea.				
14	Trench in Earth 20" Deep	1,025	LF				
15	Bore/Push 1½" Tubing under Drives,Streets,Trees & Walks	535	LF				
16	Install 2/c / 1/c #4 Wire in Trench or Conduit	1,760	LF				
17	Install 10 Ft. Riser Section	1	Ea.				
18	Remove & Stump Trees	5	Ea.				
19	Asphalt Patching	2,500	LF				
	Sub Total						
	Engineering & Inspection 10%						
	Total Estimated Cost						

Note :

Sheet 1 of 3

ESTIMATE OF QUANTITIES

RES. NO.
6005

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE:

W.O. # 10565
Center Line Length
Property Frontage

Project Name: Hamilton Park Phase III (HANDS)

ITEM NO.	BASE BID ITEM	QUANTITY	UNIT	UNIT COST $	¢	AMOUNT $	¢
1	Concrete Removal Incl. Curb	1,951	SY				
2	Tree Removal	16	Ea.				
3	5' Curbface Walk	10,250	SF				
4	6" Drive Approach	150	SY				
5	8" Alley/Drive Approach	20	SY				
6	6" Wingwalk w/Ramp	900	SF				
7	Remove & Replace Type I - C Catch Basin	6	Ea.				
8	#880 53B HAC	220	Ton				
9	#110 A-2 HAC	50	Ton				
10	Backfill For Seed	125	Ton				
11	Seed, Mulch & Fertilizer	500	SY				
12	4" Walk	1,150	SF				
13	Install 12' Pedestal Pole	19	Ea.				
14	Install TC 100R Luminaire & Lamp	19	Ea.				
15	Trench in Earth (20" Deep)	1,750	LF				
16	Bore/Push 1" Tubing Under Streets, Trees & Walks	250	LF				
17	Install 1" Tubing in Trench	1,775	LF				
18	Install 2/C / 1/C #4 Aluminum Wire in Trench/Conduit	2,350	LF				
19	Install 1.5'x1.5'x4' Concrete Base W/Sleeves & Grounding	19	Ea.				
	Sub Total BASE BID						
	Engineering & Inspection						
	Total Estimated Cost						

Note:

Sheet 1 of 2

ESTIMATE OF QUANTITIES

RES. NO. 6006-84

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE :

W.O. # 10,566
Center Line Length
Property Frontage

Project Name : MEMORIAL PARK PHASE III

ITEM NO.	ALTERNATE I ITEM	QUANTITY	UNIT	UNIT COST $	¢	AMOUNT $	¢
1	Concrete Removal	390	SY				
2	Curb Removal	600	LF				
3	6" Wingwalk W/Ramp	400	SF				
4	8" Alley/Drive Approach	16	SY				
5	6" Drive Approach	14	SY				
6	4" Walk	2685	SF				
7	Type III Curb	600	LF				
8	Remove & Replace Type I-C Catch Basin	1	Ea.				
9	Install 16Ft. Embedded Pole 4 Ft. Deep W/Polycet	4	Ea.				
10	Install TC100R Luminaire W/Lamp	4	Ea.				
11	Trench in Earth 20" Deep	150	LF				
12	Bore/Push 1½" Tubing under Drives,Streets,Trees & Walks	205	LF				
13	Install 2/c / 1/c #4 Wire in Trench or Conduit	450	LF				
14	Install 10 Ft. Riser	1	Ea.				
15	Backfill for Seed	100	Ton				
16	Seed, Mulch & Fertilizer	300	SY				
17	Asphalt Patching	600	LF				

ALTERNATE I Sub Total		
Engineering & Inspection 10%		
Total Estimated Cost		

Note :

Sheet 2 of 3

ESTIMATE OF QUANTITIES

RES. NO.
6005

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE

DATE :

W.O. # 10565
Center Line Length
Property Frontage

Project Name : Hamilton Park Phase III (HANDS)

ITEM NO.	ALTERNATE I ITEM	QUANTITY	UNIT	UNIT COST $	UNIT COST ¢	AMOUNT $	AMOUNT ¢
1	Concrete Removal	400	SY				
2	Curb Removal	600	LF				
3	Remove & Replace Type I-C Catch	3	Ea.				
4	Type III Curb	600	LF				
5	6" Wingwalk W/Ramp	550	SF				
6	4" Walk	3,420	SF				
7	8" Alley/Drive Approach	20	SY				
8	6" Drive Approach	20	SY				
9	Backfill For Seed	150	Ton				
10	Seed, Mulch & Fertilizer	300	SY				
11	Asphalt Patching	600	LF				
	TOTAL ALTERNATE I						
	BASE & ALT. I Sub Total						
	Engineering & Inspection 10%						
	Total Estimated Cost						

Note :

Sheet 2 of 2

ESTIMATE OF QUANTITIES

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE :

W.O. # 10,566
Center Line Length
Property Frontage

RES. NO.
6006-84

Project Name : Memorial Park Phase III

ITEM NO.	Alternate II ITEM	QUANTITY	UNIT	UNIT COST $	¢	AMOUNT $	¢
1	Concrete Removal	200	SY				
2	Curb Removal	340	LF				
3	6" Wingwalk	250	SF				
4	8" Alley/Drive Approach	14	SY				
5	6" Drive Approach	25	SY				
6	4" Walk	1200	SY				
7	Remove & Replace Type I-C Catchbasin	1	EA				
8	Type III Curb	340	LF				
9	Install 16 Ft. Embedded Pole 4 Ft. Deep w/Polycet	3	EA				
10	Install TC100R Luminaire & Lamp	3	EA				
11	Trench in Earth 20" Deep	180	LF				
12	Bore/Push 1½" Tubing Under Drives, Streets, Trees and Walks	140	LF				
13	Install 2/c/1/c #4 Wire In Trench or Conduit	350	LF				
14	Backfill for Seed	50	TON				
15	Seed, Mulch and Fertilizer	130	SY				
16	Asphalt Patching	340	LF				
	Sub Total						
	Engineering & Inspection 10%						
	Total Estimated Cost						

Note :

Sheet 3 of 3

Form 1929

74-52-7 H.I.
6-6-84

Improvement Resolution

FOR STREET OR ALLEY

No. 5998-1984

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve By widening Second Street between Wells Street and Harrison Street on the south side only and resurfacing entire street.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid by the City of Fort Wayne.

Adopted, this 6th *day of* June, 1984

Attest: Helen V. Gochenour
Clerk

BOARD OF PUBLIC WORKS:
David J Keit
W. James Haley

CALHOUN PRESS

74-51-20
5-30-84
#1

ESCROW AGREEMENT

This Escrow Agreement entered into this 30th day of May, 1984, between the City of Fort Wayne, Indiana, by and through its Board of Public Works (the "City") and Anthony Wayne Bank as Escrow Agent (the "Bank") under the following terms and conditions:

1. By Agreement between the City and the Bank, the City has agreed to deposit with the Bank, on a monthly basis, the interest earned by the City on a certain state and local government security, issued by the United States Bureau of Public Debt to the City on or about December 18, 1983.

2. The Bank hereby agrees to hold the interest payments to be made pursuant to this Agreement in an interest bearing account, for the benefit of the City, said funds to remain in said account until such time as the bondholders of the City of Fort Wayne, Indiana Economic Development Revenue Bonds (Kekionga Development Corporation Project) are paid in full, along with any other payments required by said issue of Economic Development Revenue Bonds such as the expenses and fees of the trustee.

3. In the event that the funds to be held by the Bank pursuant to this Agreement are not needed in whole or in part to make repayment to the bondholders as referred to above, then, upon payment in full to the bondholders, and upon payment of the other expenses of the trustee as outlined above, the Bank agrees to cancel this Escrow Agreement and return all of said funds, together with the interest thereon, to the City.

cc - Econ Devel - Helen K.
6/11/87

ESTIMATE OF QUANTITIES

RES. NO. 5998-84

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE :

W.O. # ______
Center Line Length ______
Property Frontage ______

Project Name : Second St. Widening and New Walk

ITEM NO.	ITEM	QUANTITY	UNIT	UNIT COST $	UNIT COST ¢	AMOUNT $	AMOUNT ¢
1	Curb Removal	400	LF				
2	Concrete and Pavement removal	660	SY				
3	Tree Removal	4	Ea				
4	Common Excavation	400	CY				
5	Abandon Structure	3	Ea				
6	New I-C Catch Basin	2	Ea				
7	New 5' Curbface Walk	3218	SF				
8	New 6" Wingwalks w/Ramp	200	SF				
9	New 8" Alley Approach	12	SY				
10	New 6" Drive Approach	12	SY				
11	#53 Base HAC 10"	360	Ton				
12	#9 Binder HAC	75	Ton				
13	A-2 HAC	125	Ton				
14	#73 Crushed Stone	117	Ton				
15	6" Cold Applied Thermo Plastic Yellow Skip Line	225	LF				
	NOTE: This does not include cost of relocation or abandoning water service valves.						
	Sub Total						
	Engineering & Inspection 10%						
	Total Estimated Cost						

Note :

Sheet 1 of 1

4. In the event there is not sufficient moneys to pay the bondholders referred to above, together with fees and expenses of trustee, from other sources, then the Bank is hereby authorized to make said payments out of the funds held pursuant to this Agreement.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first above written.

CITY OF FORT WAYNE BY AND THROUGH
ITS BOARD OF PUBLIC WORKS

By: David J Keel

Betty R. Collins

ANTHONY WAYNE BANK

By:

Its: President

ATTEST:

Vice Pres

74-51-19
5-30-84
#1

RESOLUTION OF THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA

WHEREAS, the City of Fort Wayne, Indiana, by and through its Board of Public Works, has entered into a Guaranty Agreement with Anthony Wayne Bank and Kekionga Development Corporation, whereby the City, out of Power and Light Utility Fund moneys has guaranteed the payment of principal and interest due on a bond issue issued on behalf of Kekionga Development Corporation in the sum of One Million Dollars ($1,000,000.00); and

WHEREAS, Kekionga Development Corporation entered into a Credit Agreement with Anthony Wayne Bank to induce Anthony Wayne Bank to issue its Letter of Credit supporting said bond issue, said Credit Agreement constituting a mortgage on said real estate located in Allen County, Indiana, commonly known as 1818 Research Drive, Fort Wayne, Indiana; and

WHEREAS, Kekionga Development Corporation has sold the real estate which is mortgaged to Anthony Wayne Bank but does not desire to currently call the bonds for payment and therefore, the Credit Agreement must remain outstanding; and

WHEREAS, Anthony Wayne Bank is willing to continue the Credit Agreement without having the real estate described above as security if substitute security is granted to it.

NOW THEREFORE BE IT RESOLVED by the Board of Public Works of the City of Fort Wayne, Indiana as follows:

1. As additional security, and as replacement security for the lien of the Credit Agreement on the real estate located at

cc: Econ Develop Helen K
6/1/[illegible]

84-49-13
5-30-84
1+1

RELEASE OF EASEMENT

WHEREAS, the BOARD OF PUBLIC WORKS of the CITY OF FORT WAYNE, INDIANA, was granted a sanitary sewer easement by the Allen Circuit Court, Cause No. 25593, specifically that portion of vacated Chute Street, lying between Lots 225 and 226 of Eliza Hanna Seniors Addition, according to the plat thereof, recorded in Deed Record 60, page 262-263, records in the Office of the Recorder of Allen County, Indiana; and

WHEREAS, a sanitary sewer does not lie within that portion of said Grant of Easement; and,

WHEREAS, the CITY OF FORT WAYNE, will maintain the south 12' vacated alley of sanitary sewer easement granted by the Allen Circuit Court, Cause No. 25593 by Declaratory Resolution No. 15, in Circuit Order Book 103, page 374, of the records of Allen Circuit Court, Allen County, Indiana.

NOW, THEREFORE, the BOARD OF PUBLIC WORKS of the CITY OF FORT WAYNE, INDIANA, now releases that portion of the following permanent easements, more particularly described as follows:

> An easement 55' foot in width in the vacated Chute Street bordered by the east line of Lot 226 and the west lot line of Lot 225 in the Eliza Hanna Seniors Addition, as described in Deed Record 60, pages 262-263, in the office of the Recorder of Allen County, Indiana.

Dated this 30th day of May, 1984.

CITY OF FORT WAYNE, INDIANA

By:
WIN MOSES, JR., MAYOR

BOARD OF PUBLIC WORKS

By: David J Kiest
DAVID J. KIESTER, CHAIRMAN

ATTEST:

By:
BETTY R. COLLINS, MEMBER

Helen V. Gochenour
HELEN V. GOCHENOUR, CLERK

By:
FRANK W. HEYMAN, MEMBER

APPROVED AS TO FORM AND LEGALITY:

ASSOCIATE CITY ATTORNEY
ASSOCIATE CITY

. .....

5/31/84 max Van Camp

1818 Research Drive, the Board of Public Works hereby assigns to Anthony Wayne Bank, to hold in escrow, in an interest bearing account, the interest to which the Board of Public Works is entitled to receive from the State and Local Government Security purchased by it on or about December 18, 1983, which State and Local Government Security is in the amount of One Million Four Thousand Four Hundred Dollars ($1,004,400.00), and which security is further in the possession of Anthony Wayne Bank.

2. In the event that upon call and payment of the City of Fort Wayne Economic Development Revenue Bonds (Kekionga Development Corporation Project) and redemption of the State and Local Government Security there is insufficient moneys to fully repay said bonds, including interest and trustees fees and expenses, then Anthony Wayne Bank shall be entitled to make up the difference out of the funds assigned herein.

IN WITNESS WHEREOF, the Board of Public Works of the City of Fort Wayne, Indiana, has adopted this Resolution this 30th day of May, 1984.

David J Kruit

Barry R Collins

74-49-13
5-30-84
#1

ACKNOWLEDGMENT

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named WIN MOSES, JR., Mayor of the City of Fort Wayne; DAVID J. KIESTER, BETTY R. COLLINS, and FRANK W. HEYMAN, members of the Board of Public Works, City of Fort Wayne, Indiana, to me personally known, who being by me duly sworn, said that they are respectively the Mayor of the City of Fort Wayne, Indiana, the Members and Clerk of the Board of Public Works of the City of Fort Wayne, Indiana, and that they signed said instrument on behalf of the City of Fort Wayne, with full authority so to do and acknowledged said instrument to be the voluntary act and deed of said City of Fort Wayne, for the uses and purposes therein set forth.

IN WITNESS WHEREOF, hereunto subscribed my name, affixed my official seal, this 30th day of May, 1984.

L. Settimi McMahon

NOTARY PUBLIC
A Resident of Allen County, Indiana

My Commission Expires:

L. SETTIMI McMAHON
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES MARCH 2, 1988
ISSUED THRU INDIANA NOTARY ASSOC.

This instrument prepared by:
C. Duane Embury, P. E.
Chief Water Pollution Control Engineer

74-49-13
5-30-84
#1

Memorandum

To Board of Public Works

Date May 24, 1984

From C. Duane Embury, P.E., Chief Water Pollution Control Engineer

Subject CHUTE STREET - RELEASE OF EASEMENT

COPIES TO:

CD&P-Baeten
File
Chrono

BOARD OF PUBLIC WORKS
1984 MAY 24 PM 4:30

Attached herewith for your review and execution is a Release of Easement requested by Graham-Lantz, Inc. via C.D.& P. of which, we have no further need.

If there are any questions, please contact the undersigned at 1143.

C. Duane Embury

C. Duane Embury, P.E., Chief
Water Pollution Control Engineer

CDE/CW/ds

Collins

5/30/84
H1

RESOLUTION 74-49-12

WHEREAS, DAHM REALTY, CO., INC., BEE ENTERPRISES, INC., LINCOLN NATIONAL LIFE INSURANCE have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public right-of-way situated in Fort Wayne, Allen County, Indiana, to-wit:

> That parcel of land in Hamilton Second Addition to the City of Fort Wayne, lying directly westerly of Lot 65 Hamilton's Second Addition, being 12 feet in width and running between Baker and Brackenridge Streets, a metes and bounds description thereof being:
>
> Beginning at the northwest corner of Lot 65, Hamilton's Second Addition to the City of Fort Wayne; thence westerly 12 feet more or less to the northeast corner of Lot 68, Hamilton's Second Addition; thence Southerly and along the east line of Lots 68, 67, and 66, a distance of 150 feet, more or less, to the southeast corner of said Lot 66; thence easterly 12 feet, more or less, to the southwest corner of Lot 65, Hamilton's Second Addition; thence northerly and along the west line of said Lot 65, 150 feet, more or less, to the point or place of beginning,

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, said vacation of public right-of-way has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public right-of-way hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public right-of-way hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public right-of-way or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held May 30, 1984 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 30th DAY OF May 1984

FORT WAYNE BOARD OF PUBLIC WORKS

David J. Kiest
David J. Kiester, Chairman

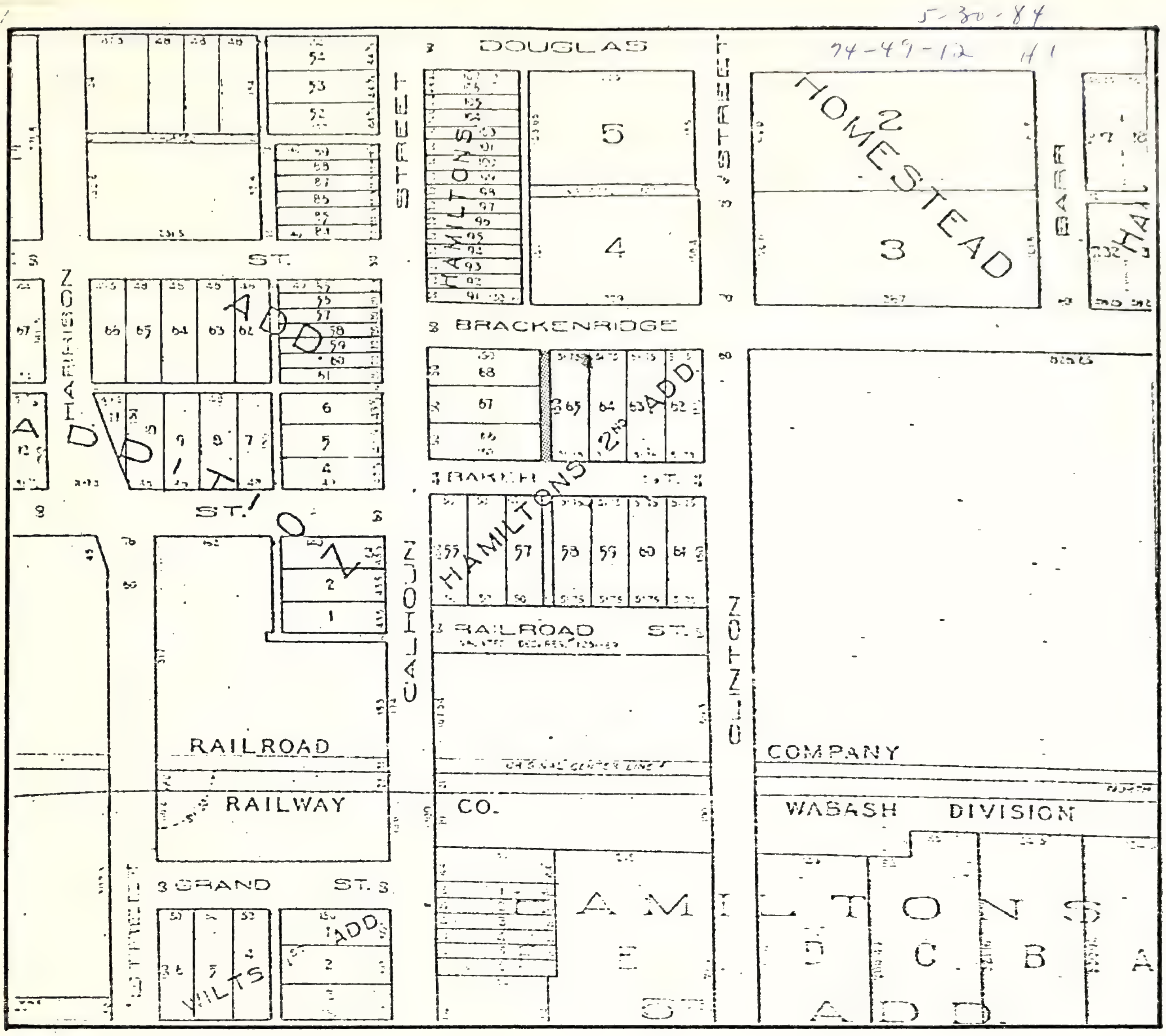
Betty R. Collins, Member

Frank W. Heyman, Member

5/3/84 Pat [illegible]
Max Van Camp

5-30-84

94-49-12 H1


DOUGLAS
STREET
CLINTON STREET
HOMESTEAD
BARR
HAMILTONS
BRACKENRIDGE
BAKER ST.
HAMILTONS 2ND ADD.
HARRISON
CALHOUN
ST.
DUTTONS ADD.
RAILROAD ST.
RAILROAD
RAILWAY
CO.
COMPANY
WABASH DIVISION
GRAND ST.
WILTS ADD.
HAMILTONS ADD.
A
B
C
D
E
5
4
2
3

▨ A PETITION TO VACATE THE ABOVE DESCRIBED ALLEY.

MAP NO. M-2

6-84-05-06

N

1-26-84

74-49-12
5/30/84
#1

ALLEY VACATION: North/South Alley lying between Brackenridge & Baker Streets.

ENGINEERING COMMENTS:

1. Water Engineering - There is a 6" water main in this alley. An easement will be required.
2. Park Board - OK to vacate.
3. Street Engineering - OK to vacate.
4. Traffic Engineering - No objection, however electrical service to the traffic signal at Brackenridge Street and Calhoun Street will have to be relocated at owners expense if utilities need to be relocated.
5. W.P.C.E. - OK to vacate.
6. Street Lighting - OK to vacate.
7. I&M - Yes, we do need an easement for existing facilities.
   REMARKS - Require 12' easement.
8. GT&E - Yes, we do require an easement for existing facilities.
   REMARKS - GTE has an existing manhole in the north end of alley with conduit and cable lateral's.
9. NIPSCO - Yes, we do require an easement for existing facilities.
   REMARKS - 8" steel main 2' W E in alley.
10. Cox Cable - No, we do not require an easement.

74-49-11
5/30/84
nl

Improvement Resolution

FOR CURB AND SIDEWALK

No. 6004 - 1984

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve by constructing curb, sidewalk, and drainage on MCKEE STREET from ~~Holton~~ Bowser - revised 6-13-84 to Smith; MCKEE STREET from Weisser Park to Hanna and

ALTERNATE #1 - Colerick from Hanna to Weisser Park

ALTERNATE #2 - John Street from Colerick to Eckart

Also known as OXFORD NEIGHBORHOOD X, PHASE III.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid by Community Development & Planning.

Adopted, this 30th *day of* May, 1984

ATTEST: Helen D. Hochenau
Secretary & Clerk

BOARD OF PUBLIC WORKS: David Kiel

5/30/84 / 74-49-11

ESTIMATE OF QUANTITIES

#1

RES. NO.
6004-84

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE :

W.O. # 10535
Center Line Length
Property Frontage

Project Name : Oxford X Phase III (Base Bid)

ITEM NO.	ITEM	QUANTITY	UNIT	UNIT COST		AMOUNT	
				$	¢	$	¢
1	Concrete Removal	1852	SY				
2	Curb Removal	2810	LF				
3	Concrete Wall Removal	35	LF				
4	Concrete Walk (4")	13,000	SF				
5	Wing Walk	350	SF				
6	Curbface Walk	1,320	SF				
7	6" Concrete Drives	212	SY				
8	Curb Type III	2,710	LF				
9	Curb Type II A	40	LF				
10	Concrete Block (Including Water-Proofing)	42	SF				
11	C.B. Remove & Replace (Including Stone Backfill, Casting,						
	and Cast Iron Trap)	4	Ea.				
12	Pipe 12" RCP Class V (Including Stone Back)	30	LF				
13	B-Borrow	250	Ton				
14	Top Soil	125	Ton				
15	Seeding, Mulch, Fertilizer & Fine Grading	1,000	SY				
16	Tree Removal 12"	3	EA				
17	Tree Removal 18"	5	EA				
18	Tree Removal 24"	2	EA				
19	Tree Removal 30"	3	EA				
20	Tree Removal 36"	2	EA				
21	Tree Removal 42" & UP	2	EA				
	TOTAL						
	Sub Total						
	Engineering & Inspection						
	Total Estimated Cost						

Note :

Sheet 1 of 2

74-49-0 ,
5/30/84

ESTIMATE OF QUANTITIES

RES. NO.
[illegible]-84

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE

COLERICK STREET
HANNA to WEISER PARK
(Alt. #1)

W.O. # 10535
Center Line Length
Property Frontage

DATE :

Project Name : Oxford X Phase III

ITEM NO.	ITEM	QUANTITY	UNIT	UNIT COST $	UNIT COST ¢	AMOUNT $	AMOUNT ¢
	ALT #1						
1A	Concrete Removal	338	SY				
2A	Curb Removal	526	LF				
3A	Concrete Walk 4"	2,885	SF				
4A	Wing Walk	527	SF				
5A	Curb Type III	526	LF				
6A	Concrete Drive 6"	17	SY				
7A	C B Remove & Replace	3	EA.				
8A	12" Pipe RCP Class V (Including Stone)	10	LF				
9A	B-Borrow	43.7	Ton				
10A	Top Soil	100	SY				
11A	Seeding, Mulch, Fertilizer and Fine Grading	190	SY				
12A	Tree Removal 30"	3	Ea.				
13A	Tree Removal 36"	1	Ea.				
14A	Tree Removal 42" & UP	2	Ea.				
	TOTAL ALT. #1						
	John Street from Eckart to Colerick						
	ALT. #2						
1B	Concrete Removal	220	SY				
2B	Curb Removal	240	LF				
3B	Concrete Walk (4")	1,990	SF				
4B	Wing Walk	175	SF				
5B	Curb Type III	37	LF				
6B	2' Curb Face Walk	650	SF				
7B	C B Removal & Replace	1	Ea.				
8B	12" Pipe R C P Class V (including stone)	10	LF				
9B	B-Borrow	24	Ton				
10B	Top Soil	50	Ton				
11B	Seeding, Mulch, Fertilizer & Fine Grading	300	SY				
12B	Casting Type C	1	Ea.				
	TOTAL ALT. #2						
	Sub Total						
	Engineering & Inspection						
	Total Estimated Cost						

Note :

Sheet 2 of 2

Memorandum

To Board of Works Date June 13, 1984

From Richard Knappenberger, Project Engineer - Street Engineering

Subject Resolution No. 6004-84, OXFORD NEIGHBORHOOD X, PHASE III
B.O. # 34-84

COPIES TO:
Roy Hossler
Ramona Davis
Duane Embury

Attached are nine (9) sets of Bid Documents prepared for the subject improvement project. Also attached is a "revised" Improvement Resolution.

The suggested fee for these packets is $15.00.

Richard Knappenberger
Richard Knappenberger, Project Engineer

RK/kf

Attachments (10)

APPROVED:

Carl E. O'Neal
Carl E. O'Neal
Director of Transportation - Engineering

JUN 13 1984
TRANSPORTATION

74-49-10
5/30/84
#1

Improvement Resolution

FOR CURB AND SIDEWALK

No. 6003 - 1984

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve McCulloch and Winter Streets from Lewis Street to Hayden Street with new curb and sidewalk as needed.

This area is also known as EAST CENTRAL X, PHASE III

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid by Community Development & Planning.

Adopted, this 30th *day of* May, 1984

ATTEST: Helen O. Gochenour
Secretary & Clerk

BOARD OF PUBLIC WORKS: David J. Kiel

74-49-9
5/30/84
141

Improvement Resolution

FOR CURB AND SIDEWALK

No. 6002-1984

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve Hoagland Avenue, from Masterson to Williams; Webster Street, from Masterson to Williams; and Williams Street, from Harrison to Webster by reconstructing curbs, sidewalks, drive approaches, and drainage structures; and by installing street lighting. This project shall be known as Hoagland/Masterson NSA, Phase III.

NOTE: Williams Street from Harrison to Webster shall be bid as an add Alternate.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid by C.D. & P.

Adopted, this 30th *day of* May 1984

ATTEST: Helen V. Gochenour
Secretary & Clerk

BOARD OF PUBLIC WORKS: David Kiel

ESTIMATE OF QUANTITIES

74-48-10
5/30/84

RES. NO.

6003 - 1984

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE :

W.O. # #1
Center Line Length
Property Frontage

Project Name : EAST CENTRAL NEIGHBORHOOD X, PHASE III

ITEM NO.	ITEM	QUANTITY	UNIT	UNIT COST	AMOUNT
1.	Concrete Removal	2812	S.Y.		
2.	Curb Removal	3851	L.F.		
3.	4" Walk	20,200	S.F.		
4.	6" Wingwalk	900	S.F.		
5.	2' Curbface Walk	3252	S.F.		
6.	Type III Curb	1980	L.F.		
7.	8" Alley/Drive Approach	215	S.Y.		
8.	6" Drive Approach	253	S.Y.		
9.	Backfill for Seed	1060	Ton		
10.	Seed, Mulch & Fertilizer	2220	S.Y.		
11.	Remove & Replace Type I-C Catch Basin	2	Ea.		
12.	Asphalt Patching	3851	L.F.		
	Sub Total				
	Engineering & Inspection 10%				
	Total Estimated Cost				

Note :

Sheet 1 of 1

74-49-9

ESTIMATE OF QUANTITIES

7/30/84 RES. NO.

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE:

W.O. # 10561
Center Line Length
Property Frontage

#1 6063-84

Project Name: HOAGLAND MASTERSON PHASE III BASE BID

ITEM NO.	ITEM	QUANTITY	UNIT
1.	Concrete Removal	1350	SY
2.	Curb Removal	1550	LF
3.	Concrete Sidewalk	7850	SF
4.	Concrete Wingwalk incl. Ramps	1600	SF
5.	6 inch Concrete for Drives	100	SY
6.	8 inch Concrete	180	SY
7.	2 Ft. Concrete curbwalk	2910	SF
8.	Asphalt Patching	1550	LF
9.	Seed, Mulch, Fertilizer	1600	SY
10.	Topsoil	300	Ton
11.	Concrete Step Riser	2	Ea.
12.	Adjust Casting to Grade	6	Ea.
13.	Tree Removal 24 inch	2	Ea.
14.	Tree Removal 30 inch	3	Ea.
15.	Tree Removal 54 inch	1	Ea.
16.	B-Borrow for Sidewalk Fill	100	Ton
17.	Install 16' Embedded Pole - 4' Deep w/Pole Set	9	Ea.
18.	Install TC 100R Luminaire and Lamp	9	Ea.
19.	Trench in Earth - 20" Deep	465	LF
20.	Bore or Push 1½" Tubing Under Drives, Trees, Streets, Walks, etc.	455	LF
21	Install 2/C and/or 1/C #4 Wire in Trench or Conduit	1025	LF
22	Install 10' Riser Section	2	Ea.
	Sub Total		
	Engineering & Inspection 10%		
	Total Estimated Cost		

Note: Street Lighting materials and labor furnished by City $5500.00

Sheet 1 of 2

74-49-9
5-30-84

ESTIMATE OF QUANTITIES

#1

RES. NO.
6002-84

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE :

W.O. # 10561
Center Line Length
Property Frontage

Project Name : HOAGLAND/MASTERSON PHASE III ALTERNATE

ITEM NO.	ITEM	QUANTITY	UNIT
1.	Concrete Removal	350	SY
2.	Curb Removal	550	LF
3.	Concrete Sidewalk	2800	SF
4.	Concrete Wingwalk incl. Ramps	350	SF
5.	2 Ft. Concrete Curbwalk	1000	SF
6.	Asphalt Patching	500	LF
7.	Seed, Mulch, Fertilizer	550	SY
8.	Topsoil	150	Ton
9.	Concrete Step Riser	3	Ea.
10.	Adjust Casting to Grade	3	Ea.
11.	Tree Removal 24 inch	1	Ea.
12.	B-Barrow For Sidewalk Fill	35	Ton
13.	Install 22' Embedded Pole - 4' Deep w/Pole Set	4	Ea.
14.	Install TC 400R Lum. & 250 W.H.P.S. Lamp	4	Ea.
15.	Trench in Earth - 20" Deep	225	LF
16.	Bore or Push 1½" Tubing Under Drives, Trees, Streets, Walks, etc.	200	LF
17.	Install 3 1/C #4 Wire in Trench or Conduit	500	LF
18.	Install 10' Riser Section	1	Ea.
	Sub Total		
	Engineering & Inspection 10%		
	Total Estimated Cost		

Note : Street Lighting materials and labor furnished by City $4350.00

Sheet 2 of 2

74-48-8
5/30/84
#1

Improvement Resolution

FOR CURB AND SIDEWALK

No. 6001-1984

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve Fox Avenue, from Poplar to Taylor; Dewald Avenue, from Fox to Oakley; and Poplar Street, from Fox to Oakley by reconstructing curbs, sidewalks, drive approaches, and drainage structures; and installing street lighting. This project shall be known as Poplar NSA, Phase III.

NOTE: Poplar Street, from Fox to Oakley shall be bid as an add alternate.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid by C.D. & P.

Adopted, this 30th *day of* May, 1984

ATTEST: Helen A. Gochenour
Secretary & Clerk

BOARD OF PUBLIC WORKS: David J. Kuck

74-78-8

ESTIMATE OF QUANTITIES

5/30/84 RES. NO. 6001-84

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE :

W.O. # 10560 #1
Center Line Length ______
Property Frontage ______

Project Name : Poplar Phase III Base Bid

ITEM NO.	ITEM	QUANTITY	UNIT
1.	Concrete Removal	1550	SY
2.	Curb Removal	2200	LF
3.	Concrete Sidewalk	10750	SF
4.	Concrete Wingwalk incl. Ramp	1250	SF
5.	6 Inch Concrete for Drives	120	SY
6.	8 Inch Concrete	80	SY
7.	Concrete Curb Type III	1825	LF
8.	Asphalt Patching	2200	LF
9.	Seeding, Mulch, Fertilizer	1050	SY
10.	Casting Type "C"	2	Ea.
11.	C. B. Type "I-C"	2	Ea.
12.	Tree Removal 24 inch	4	Ea.
13.	Tree Removal 30 inch	1	Ea.
14.	Tree Removal 36 inch	1	Ea.
15.	Tree Removal 42 inch	3	Ea.
16.	Tree Removal 48 inch	1	Ea.
17.	Tree Removal 54 inch	1	Ea.
18.	Topsoil	325	Ton
19.	Stump Removal	1	Ea.
20.	B-Borrow for Sidewalk Fill	100	Ton
21.	Install 16 ft. Embedded Pole - 4 ft. Deep w/pole set	12	Ea.
22.	Install TC 100R Luminaire & Lamp	12	Ea.
23.	Trench in Earth - 20' Deep	625	LF
24.	Bore or push 1½" tubing under drives, trees, streets, walks, etc.	685	LF
25.	Install 2/C and/or1/C #4 Aluminum wire in trench or conduit	1455	LF
	Sub Total		
	Engineering & Inspection 10%		
	Total Estimated Cost		

Note : Street Lighting Material & Labor Furnished by City $6,750.00

Sheet 1 of 2

74-48-8

5/30/84 RES. NO.
#1 6001-84

ESTIMATE OF QUANTITIES

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE

W.O. # 10560
Center Line Length
Property Frontage

DATE:

Project Name: Poplar Phase III Alternate Bid (Poplar St. from Fox to Oakley St.)

ITEM NO.	ITEM	QUANTITY	UNIT
1.	Concrete Removal	645	SY
2.	Curb Removal	1000	LF
3.	Concrete Wingwalk incl. Ramps	800	SF
4.	Concrete Curbface Walk	4400	SF
5.	6 inch Concrete for Drives	15	SY
6.	8 inch Concrete	30	SY
7.	Asphalt Patching	1000	LF
8.	Seed, Mulch, Fertilizer	100	SY
9.	Topsoil	25	Ton
10.	Casting Type "C"	2	Ea.
11.	B-Borrow for Sidewalk Fill	30	Ton
12.	Install 12 ft. Pedestal Pole	5	Ea.
13.	Install TC 100 R Luminaire & Lamp	5	Ea.
14.	Install 1.5' x 1.5' x 4.0' Concrete Foundation with Entry Sleeves and Grounding	5	Ea.
15.	Trench in Earth - 20" Deep	500	LF
16.	Bore or push 1½" tubing under drives, streets, etc.	70	LF
17.	Install 1" Tubing in Trench	450	LF
18.	Install 2/C and/or 1/C #4 Aluminum wire in Trench or Conduit	625	LF

Sub Total

Engineering & Inspection 10%

Total Estimated Cost

Note: Street Lighting Materials and Labor Furnished by City $2,700.00

Sheet 2 of 2

74-46-1
5-25-84

#1

The City of Fort Wayne

May 25, 1984

Bowen Engineering Corporation
c/o Henderson, Daily, Withrow & DeVoe
2450 One Indiana Square
Indianapolis, Indiana 46204

ATTENTION: THOMAS A. WITHROW, ESQ.

RE: Bid Protest of Bowen Engineering Corporation
City of Fort Wayne, Indiana
Northwest Reservoir and Pumping Station
Contracts 84-W-1 and 84-W-2

Gentlemen:

Please be advised that after due consideration of the evidence and matters submitted to the Board of Public Works of the City of Fort Wayne at the hearing held on May 10, 1984, at 1:30 p.m., the Board has made the following determinations:

1. The bid submitted by Bowen Engineering Corporation on March 21, 1984, for the referenced project was not responsive in that Bowen did not identify a single source supplier of pumps, motors, controls, and telemetry equipment as required by the specifications for the project.

2. The bid of Bowen in the sum of $523,000.00 proposed a three percent (3 %) Minority Business Enterprise participation. Bowen was clearly advised that the City of Fort Wayne's goal for Minority Business Enterprise participation was fifteen percent (15%) pursuant to the Specifications and Addendum No. 1 thereto.

3. The bid of Indiana Construction Corporation in the sum of $524,200.00 proposed a fifteen percent (15%) Minority Business Enterprise participation and hence met the goals set by the City for such participation.

4. All bidders, including Bowen, were duly advised pursuant to the Specifications and Addendum No. 1 that the percentage proposed to be set aside for

Respectfully submitted,

BOARD OF PUBLIC WORKS
OF THE CITY OF FORT WAYNE, INDIANA

BY: David Kiest
DAVID KIESTER, CHAIRMAN

BY:
FRANK HEYMAN, MEMBER

BY:
BETTY COLLIN, MEMBER

E/n/sr

cc: Bonar & Associates, Inc.
Terry Atherton, P.E.
Mr. Jack Peterson
Indiana Construction Corp.
The Robert Henry Corp.
Industrial Piping & Engineering Corp.
Shambaugh & Son, Inc.
John Dehner, Inc.
Bowen Engineering Corp.
Paul Mathias, Esq.
EDA
Bruce Boxberger, Esq.

Minority Business Enterprise participation would weigh in the City's determination of bid responsiveness.

5. Bowen's attempts to modify its bid after submission thereof to designate a single source supplier was not timely and was improper.

6. Pursuant to the testimony given at the hearing by Mr. Bowen and Ms. Gilbertson of Bowen Engineering Corporation, Bowen knew of the irregularity of its bid as to the single source supplier issue on the day it first submitted its bid (March 21, 1984) and of the determination that its bid was less responsive as to the Minority Business Enterprise participation goal of the City on April 2, 1984, when it received the letter of Bonar and Associates, Inc., dated March 29, 1984.

7. Bowen did not file its protest with the Board of Public Works until April 10, 1984.

Based upon the evidence submitted, the arguments heard, and the foregoing determinations, the Board of Public Works herewith denies the protest of Bowen Engineering Corporation for the following reasons: (1) the bid of Bowen was not responsive for failure to designate a single source supplier of pumps, motors, controls, and telemetry equipment as required by the Specifications. (2) the bid of Bowen was less responsive on the issue of Minority Business Enterprise participation (3%) than was the bid of Indiana Construction Corporation (15%). (3) the City of Fort Wayne determined that the difference of $1,200.00 out of a total bid in excess of $520,000.00 versus a 15%Minority Business Enterprise participaton compared to a 3% Minority Business Enterprise participation warranted its determination that Indiana Construction Corporation's bid was the best bid; and (4) the protest of Bowen Engineering Corporation was not timely filed in that the provisions of 40 C.F.R §8,35.939 (b)(1) clearly mandate receipt of the protest by a grantee within one week after the basis for the protest is known or should have been known, whichever is the earlier.

DULY ENTERED FOR TAXATION
JUL 12 1984
J. Goeglein
AUDITOR OF ALLEN COUNTY

74-42-05
5/23/84

41

84-016572

BILL OF SALE FOR WATER DISTRIBUTION SYSTEM AND EASEMENTS FOR MAINTENANCE THEREOF.

THIS INSTRUMENT made this 16th day of May, 1984, by the Board of Aviation Commissioners of the City of Fort Wayne, WITNESSETH:

WHEREAS, the Board of Aviation Commissioners of the City of Fort Wayne entered into an agreement for the sale of the water distribution system and treatment facility located at Baer Field, Fort Wayne, Indiana, to City Utilities of the City of Fort Wayne, which was approved by the Board of Aviation Commissioners on September 21, 1983, and which was approved by Ordinance adopted by the City of Fort Wayne on December 13, 1983, and signed by the Mayor, for the sum of $200,000.00, which sale was subject to the approval of the Federal Aviation Administration of the United States of America.

WHEREAS, the Administrator of the Federal Aviation Administration has executed a Deed Of Release dated February 28, 1984, which was duly recorded on March 28, 1984, as Document #84-006651 in the office of the Allen County Recorder at Fort Wayne, Indiana, authorizing the Board of Aviation Commissioners to transfer said property to the City Utilities of the City of Fort Wayne, along with an easement for the purpose of entry to maintain and/or replace said distribution system, subject to certain conditions as set forth in said recorded Deed Of Release.

NOW, THEREFORE, in consideration of the sum of $200,000.00, the Board of Aviation Commissioners of the City of Fort Wayne herewith sells, transfers and delivers to the City Utilities of the City of Fort Wayne:

> The water treatment plant and water distribution system now owned and operated by the Board of Aviation Commissioners on the Fort Wayne Municipal (Baer Field) Airport,

1984 JUL 12 AM 9 32
ALLEN COUNTY RECORDER
Virginia L. Young

and herewith grants to the City Utilities of the City of Fort Wayne an easement for the purposes of entry, maintenance, repair, removal, and/or replacement of said distribution system, which easement shall extend 10 feet in width on either side of the center line of the distribution mains and piping herein

9.00

Ciel. 1112 (Carolyn)

74-29-11
5-16-84

#1

STREET LIGHTING RESOLUTION NO. 178-84

MICHIGAN AVENUE N.S.A.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to light the Michigan Avenue N.S.A., more specifically defined as Michigan Avenue from Broadway to Thompson Avenue, Zollars Avenue from Nelson to Thompson, Nelson Street from Taylor to Guthrie, Eagle Street from Reidmiller to Thompson all accordance with the detailed drawings and specifications on file in the office of Department of Public Works of said City; and such lighting in now ordered.

The total cost of said lighting shall be paid with monies from the Community Development Block Grant as provided for in Title I of the 1974 Housing and Community Development Act.

Adopted, this 16th day of May 1984

BOARD OF PUBLIC WORKS

David J Keil
Chairman

Member

Member

Attest:

L. Settimi McMahon
Clerk - pro tem

transferred or that may be hereafter installed as part of said system, provided said easement grant is subject to the pre-existing and priority rights of the Board to maintain and/or rebuild all existing structures and/or any future structures that may be necessary for their operation of said Airport.

This sale and transfer of the above property and this grant of easement for entry is additionally subject to all of the terms, conditions and reservations as set forth in said Deed Of Release executed by the United States of America to the Board of Aviation Commissioners of the City of Fort Wayne dated February 28, 1984, and recorded as Document #84-006651 in the office of the Allen County Recorder aforesaid.

By its acceptance of this Bill of Sale and Easement Grant, the City Utilities of the City of Fort Wayne, for and on behalf of the City of Fort Wayne, covenants and agrees for itself, its successors and assigns to comply with and observe all of the conditions and limitations hereof, which are expressly limited to the above described property.

IN WITNESS WHEREOF, the Board of Aviation Commissioners of the City of Fort Wayne has executed this instrument.

BOARD OF AVIATION COMMISSIONERS OF THE
CITY OF FORT WAYNE,
BY Herb J Weber
(Herbert J. Weber) its President

ATTEST:

David Siegel
(David Siegel) its Secretary

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Personally appeared before me, a Notary Public in and for Allen County, Indiana, on this 16th day of May, 1984, Board of Aviation Commissioners of the City of Fort Wayne by Herbert J. Weber, its President, and

David Siegel, its Secretary, and acknowledged the execution of the above instrument as their voluntary act and deed and as the act and deed of the Board of Aviation Commissioners of the City of Fort Wayne.

IN WITNESS WHEREOF, I have set my hand and affixed my seal.

John E. Hoffman

(John E. Hoffman) Notary Public of
Allen County.

My Commission Expires:

December 14, 1985

Accepted:

CITY UTILITIES OF THE CITY OF FORT WAYNE

BY
(Winfield C. Moses, Jr.) its Mayor

by its BOARD OF WORKS

BY David
(David J. Kiester) its Chairman

BY
(Frank W. Heyman) member

BY
(Betty R. Collins) member

ATTEST:

Helen V. Gochenour
(Helen V. Gochenour) its Clerk

Prepared by: John E. Hoffman

74-42-05
5/23/84
#1

MINUTES OF 21st MEETING OF BAER FIELD BUILDING CORPORATION - May 18, 1984.

A special meeting of the Board of Directors of Baer Field Building Corporation was held in the Mayor's Conference Room on the 9th floor of the City-County Building, Fort Wayne, Indiana, on May 18, 1984, at 9:30 a.m..

Present at the meeting were:

James E. Kelley, Frank W. Heyman, Kathy Emerson
and Rhonda Andrews, directors.

Also present were:

David Kiester, Ronald L. Reinking, accountant,
and John E. Hoffman, attorney, and several members
of the media.

Proof of posting of the notice of the meeting was then made and filed with the minutes. The minutes of the last directors' meeting were then approved.

James E. Kelley, its President, called the meeting to order and advised of the resignation of Steve Bailey as a director. Thereupon, David Kiester was elected a director to take his place. Mr. Kiester being present, then accepted his election and acted as a director at the meeting.

Mr. Hoffman then reported that ADT Security Systems had replaced, at its cost, the smoke detection fire alarm system in the Air Wisconsin hangar building according to a variance granted by the State Fire Marshal and that said system had been inspected and approved by the City Fire Department and was operating satisfactorily. That a final compliance letter was pending from the State Fire Marshal upon submission by ADT of a statement that the system had been installed as authorized.

That Wetzel Engineering, the Airport engineers, had examined the cracks in the floor of the Air Wisconsin hangar and determined that there was no structural impairment. That it had been tentatively determined to grout these cracks, but Air Wisconsin had now agreed to accept the cracks "as is" as the hangar was crowded with their aircraft and they did not feel they could give up the space on the hangar floor for the grouting procedure, as it would interfere too much with their operations.

The only remaining construction matter pertained to the landscaping of the outside of the hangar building. Mr. Kelley and Mr. Hoffman are to meet forthwith with David Ryan, Air Wisconsin Building Superintendent, and Michael Yann, insurance adjustor for Whitco, the original landscaping contractor to try to work out a final landscaping settlement.

The following bills were then presented and approved for payment:

1.	Henry Electric Company, Inc. (final payment on Henry contract, balance escrowed pending approval of ADT fire alarm system)	$ 10,732.00
2.	Ronald L. Reinking, prior accounting services for year 1983	500.00
3.	Hoffman & Moppert, attorney fees and advances for services during period September 2, 1982, to May 1, 1984, per itemization submitted	3,579.00.

Mr. Reinking then reported that there was a balance on hand in the corporation's four accounts at the Indiana Bank of approximately $319,000.00, and that the next payments due July 1, 1984, on the bond issue were interest of $123,000.00 and principal, $30,000.00.

As the fiscal year of the corporation ends May 31, 1984, it was determined that Mr. Reinking should make and submit a statement after the year-end, in addition to the tax statements required of the corporation, setting forth a summary analysis of the corporation's cash flow in the future based on rental income vs. payment of bond interest and principal and estimated operating expenses.

It was then determined that the next meeting of the Board would be on call.

There being no further business, the meeting adjourned.

(Kathy Emerson) Secretary

74-36-13 H1
5-9-84

Memorandum

Date May 9, 1984

To Board of Public Works

From C. Duane Embury, P.E., City Engineer

Subject John H. Shelton Temporary Private Sewage Connection

COPIES TO:

File
Chrono

Attached for your review and execution is the necessary agreement for the above as was discussed with Mr. Kiester. Also attached, please find a copy of Prior Approval requested by T. Dean Swihart. — no

If at all possible, this agreement could be included in today's Board minutes and a request prepared for Council as requested by Mr. Kiester.

C Duane Embury

C. Duane Embury, P.E.,
City Engineer

CDE/CW/ds

attachments

1984 MAY -9 PM 4:10

APPROVED
Board of Public Works

DJK
David J. Kiester
Betty R. Collins

84-36-13
5-9-84
H1

SANITARY SEWER CONNECTION AGREEMENT

THIS AGREEMENT between JOHN H. SHELTON, hereinafter referred to as "Owner", and CITY OF FORT WAYNE, hereinafter referred to as "City",

W I T N E S S E T H :

WHEREAS, the City of Fort Wayne has extended its sanitary sewer lines to the Long Road, immediately north of the Shordon Road, in Allen County, Indiana; and

WHEREAS, Owner is the owner of land located south of the Shordon Road, and desires to construct a private, pressurized sewage line from his property to the sanitary sewer located on the Shordon Road, as shown on the attached Exhibit "A", certified by William C. Baer, P.E. which will serve the following property:

> Part of the Southeast Quarter of Section 35, Township 31 North, Range 13 East, Allen County, Indiana, all of which land lies South of the Shordon Road, East of the Landin Road and North of the land now or formerly owned by Arthur G. Herman as described by Document Number 76-24672 in the Allen County Recorder's Office, containing 33.11 acres, more or less;

WHEREAS, City has granted a permit to Owner for the connection of said private sanitary sewer line to the public sanitary sewer line constructed and maintained by City to serve no more than four (4) residences which will produce an approximate flow of 1600 G.P.D. when in full use;

NOW, THEREFORE, it is hereby agreed as follows:

1. That the installation of the private sewer line running West along the Shordon Road, then North along the Long Road to the city main line (15") located South of Shordon Estates on Long Road, as above set forth, is a private sewer line and only for the use of the above described facilities of said party, and is subject to the rules and regulations of the City governing private sewer connections to the City Utilities for such service. Owner agrees to pay any applicable area connection fee pursuant to Resolution #73-72-2. This fee is calculated at a rate of $700/acre and is

based on the area actually occupied as a residence. By way of example only, should Owner's residence occupy .8 acres, then a fee of $560 would be paid upon connection with the public sewer line. It is understood that at the present time the facilities of Owner are located outside the city limits. In the event the City's sewer system is extended adjacent to the facilities of Owner, Owner agrees to waive any right to remonstrate against any such extension of said facilities and/or the assessment of any charges against their properties as determined by the Board of Public Works of the City as provided by law, and agree to disconnect said facilities from the present proposed temporary sewer line and reconnect at Owner's cost into such adjacent City sewer as may be constructed and pay such share of the construction costs of such adjacent City sewer as may be established against their facilities and property. It is understood that Owners' private line will serve no more than four (4) residences which will produce an approximate flowage of 1600 G.P.D. when in full use.

2. CONSTRUCTION OF SEWER

Owner shall cause said sewer to be constructed and located in accordance with said plans, specifications and profiles all approved by City under private contract to be let within sixty (60) days after requisite City approval.

All work and materials shall be subject to inspection by City and the right of City to halt construction if there shall be noncompliance therewith. City shall accept sewage therefrom subject to such sewage service charges as may now or hereafter be regularly established by City, and all further maintenance of the private line and pump shall be borne by Owner.

3. COST OF CONSTRUCTION

Owner agrees to pay the entire cost and expense of construction of said sewer, including City engineering and inspection fees, and to hold City harmless from any liability for claims connected therewith.

4. AREA OF OWNER

Said sewer when accepted by the City will serve the following described real estate:

> Part of the Southeast Quarter of Section 35, Township 31 North, Range 13 East, Allen County, Indiana, all of which land lies South of the Shordon Road, East of the Landin Road and North of the land now or formerly owned by Arthur G. Herman as described by Document Number 76-24672 in the Allen County Recorder's Office, containing 33.11 acres, more or less.
>
> It is understood that owners' private line will serve no more than four (4) residences which will produce an approximate flowage of 1600 G.P.D. when in full use.

5. As Owner will pay for the cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by this Agreement against the above-described real estate for the construction of said sewer by the present or future owners of said real estate except only as to such standard tap-in, inspection fees and monthly sewage treatment charges as are customarily charged by City for connections to City sewer mains and treatment of sewage therefrom.

6. LIMITATION ON USE

Said sewer shall be constructed for disposal of sanitary sewage only and neither the parties hereto, their successors, or assigns, or any future owner of any land serviced by said sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water runoff caused by natural precipitation or anything other than sanitary sewage or contaminated waste in accordance with City Municipal Code.

7. WAIVER OF RIGHT TO REMONSTRATE AGAINST ANNEXATION

Owner for himself, his successors in title and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by City of any territory now or hereafter owned by him, as described in Article 3 herein, or hereafter served by said sewer or any extension thereof.

8. Owner further agrees that any deeds, contracts, or other instruments of conveyance made by Owner its successors or assigns transferring or conveying any interest in and to any of the real estate described in Article 3 herein, shall contain the waiver and release provisions contained in this article which provisions shall run with the land and the acceptance of the delivery of any such instruments from Owner, his successors and assigns by any grantee, vendee, or contract purchaser, shall be made subject to the terms of this Agreement and shall constitute an acceptance of the foregoing provisions by said grantee, vendee, or contract purchaser and their successors in title.

Owner further agrees to record an executed copy of this contract in the Allen County Recorder's Office within ten (10) days of its adoption and approval by the Common Council of City as hereinafter provided.

9. Any owner or owners of land which is now, or hereafter located outside the corporate limits of City who connect into the sewer constructed hereunder shall be deemed to thereby waive his, her, their, or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by City of such land or of the territory in which it is located or of the area served by said sewer. (I.C. 36-9-22-2, as added by Acts 1981, P.L., 309, 395).

10. Owner, his successors, heirs and assigns, hereby agree that City shall be held harmless from all damages, costs, expenses and losses of Owner, his heirs, successors and assigns which may result from the failure of the private sewer line constructed by Owner, or the use, operation or construction of the pump which is a part of the private sewer line constructed by Owner. It is understood and agreed that Owner shall make said hold harmless agreement a part of any deed or conveyance which shall run with the land and shall be binding upon all of those persons who are, or may be, users of the

private sewer line constructed by Owner.

11. Owner, and his successors, heirs and assigns further agree that at such time as City constructs a main sanitary sewer line which requires connection by Owner, and his successors, heirs and assigns, then Owner, his successors, heirs and assigns, agree to dedicate such portions of his or their property as may be required for a utility easement for the purpose of connecting, servicing and maintaining any main sanitary sewer line or the residential lines which connect with the main sanitary sewer line of City. This Agreement shall be contained in further conveyances of Owner, and shall run with the land.

12. This Agreement shall be binding on the parties hereto its successors and assigns as the Owners, its successors and interest to the real estate subject to the terms of this Agreement.

13. It is understood and agreed that this contract is in all respects subject to approval by Common Council of the City, by duly appointed Ordinance and if such Ordinance is not adopted within a period of ninety (90) days after execution thereof, this contract shall be null and void and of no further force and effect.

IN WITNESS WHEPEOF, the parties have subscribed to this Agreement this 1st day of May, 1984.

OWNER:

John H. Shelton

CITY:

BY: ______________________
Win Moses, Jr., Mayor

BOARD OF PUBLIC WORKS

BY: ______________________
David J. Kiester, Chairman

BY: ______________________
Betty R. Collins, Member

BY: ______________________
Frank Heyman, Member

ATTEST:

Helen Gochenour

Helen Gochenour, Clerk

APPROVED as to form and legality:

R. Snouffer

Richard I. Snouffer,

Associate City Attorney

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared John Shelton who acknowledged the execution of the foregoing Agreement as and for his/he their voluntary act and deed for the uses and purposes therein contained.

Witness my hand and seal this 9th day of May, 1984.

Melanie C. Hickman

Notary Public

A Resident of Allen County

My Commission Expires:

August 30, 1987

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared Mayor Win Moses, Jr., Daivd J. Kiester, and Frank Heyman who acknowledged the execution of the foregoing Agreement as and for his/her their voluntary act and deed for the uses and purposes therein contained.

Witness my hand and seal this 9th day of May, 1984.

L. Settimi McMahon

Notary Public

A Resident of Allen County

My Commission Expires:

L. SETTIMI McMAHON
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES MARCH 2, 1988
ISSUED THRU INDIANA NOTARY ASSOC.

This instrument prepared by T. Dean Swihart, Attorney at Law.

74-40-15
5-16-84
#1

Improvement Resolution

FOR CURB AND SIDEWALK

No. 6000-1984

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve Butler Street, from Barr Street to Lafayette; Barr Street, from Butler to Williams; Williams Street, from the Alley West of Clinton to Lafayette; and Barr Street, from Williams to Masterson by reconstructing curbs, sidewalks, drive approaches, and drainage structures. This project shall also be known as LaRez NSA, Phase III.

NOTE: Barr Street from Williams to Masterson shall be bid as an add alternate.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid

Adopted, this 16th *day of* May, 1984

BOARD OF PUBLIC WORKS: David J Kuil

74-40-15
5-16-84 H1

ESTIMATE OF QUANTITIES

RES. NO.

6000-1984

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE:

W.O. # 10537
Center Line Length
Property Frontage

Project Name: LaRez NSA Phase III Base Bid

ITEM NO.	ITEM	QUANTITY	UNIT	UNIT COST $	UNIT COST ¢	AMOUNT $	AMOUNT ¢
1.	Concrete Removal	2275	SY	2.	50	5687.	50
2.	Curb Removal	3300	LF	1.	25	4125.	00
3.	Concrete Sidewalk	11000	SF	1.	60	17600.	00
4.	Concrete Wingwalk including Ramps	2750	SF	2.	00	5500.	00
5.	6 inch Concrete for Drives	165	SY	20.	00	3300.	00
6.	8 inch Concrete	280	SY	20.	00	5600.	00
7.	2 Foot Concrete Curbwalk	4600	SF	3.	00	13800.	00
8.	Concrete Curb Type III	650	LF	8.	00	5200.	00
9.	Asphalt Patching	3600	LF	1.	75	6300.	00
10.	Seed Mulch Fertilizer	2800	SY	1.	00	2800.	00
11.	Topsoil	775	TON	5.	00	3875.	00
12.	Adjust Casting to Grade	10	EA	100.	00	1000.	00
13.	Tree Removal 24 Inch	1	EA	200.	00	200.	00
14.	Tree Removal 36 Inch	1	EA	250.	00	250.	00
15.	B-Borrow for Sidewalk Fill	200	TON	8.	00	1600.	00
	Sub Total				$	76837.	50
	Engineering & Inspection 1090					7683.	75
	Total Estimated Cost				$	84521.	25

Note:

Sheet 1 of 2

H1 74-40-15
5-16-84

ESTIMATE OF QUANTITIES

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE :

W.O. # 10537
Center Line Length
Property Frontage

RES. NO.
6000-1984

Project Name : LaRez Phase III Alternate

ITEM NO.	ITEM	QUANTITY	UNIT	UNIT COST $	¢	AMOUNT $	¢
1.	Concrete Removal	650	SY	2.	50	1625	00
2.	Curb Removal	600	LF	1.	25	750	00
3.	Concrete Sidewalk	3000	SF	1.	60	4800	00
4.	Concrete Wingwalk incl. Ramp	1800	SF	2.	00	3600	00
5.	6 inch Concrete for Drives	25	SY	20.	00	500	00
6.	8 inch Concrete	75	SY	20.	00	1500	00
7.	2 Ft. Concrete Curbwalk	1100	SF	3.	00	3300	00
8.	Asphalt Patching	700	LF	1.	75	1225	00
9.	Seed, Mulch, Fertilizer	900	SY	1.	00	900	00
10.	Topsoil	200	TON	5.	00	1000	00
11.	Adjust Casting to Grade	5	EA	100.	00	500	00
12.	B-Borrow for Sidewalk Fill	50	TON	8.	00	400	00
	Sub Total				$	20100.	00
	Engineering & Inspection 1090					2010.	00
	Total Estimated Cost				$	22110.	00

Note :

Sheet 2 of 2

FROM
THE DESK OF
KAREN FAUSNAUGH

74-40-15
5-16-84

5/9/84

Helen Gochenour,

Attached are the Hanna-Creighton IX Phase III (5999-84) and the La Rez NSA, Phase III (6000-84) improvement resolutions for necessary action by BOW. As I am currently attempting to familiarize myself with the bidding procedures, I'd appreciate it if you would contact me if the documents are incomplete. I can be reached at extension 1175. Thank you.

Kar

141

RESOLUTION 74-39-12

WHEREAS, the CITY OF FORT WAYNE has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portion of a public street situated in Fort Wayne, Allen County, to-wit:

> Jefferds Avenue, from its point of intersection with the East line of Sidney Street and the Southwesterly right-of-way line of East Washington Boulevard all in Lincoln Highway Park Addition to the City of Fort Wayne,

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1974, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of portion of public street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said portion of public street hereinbefore described conforms to the general policy and pattern development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said portion of public street hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of public street or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman, of the Board of Public Works, doe hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held Wednesday, May 16, 1984 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 16th DAY OF May 1984

FORT WAYNE BOARD OF PUBLIC WORKS

David J Kiest

David J. Kiester, Chairman

Betty R. Collins, Member

Frank W. Heyman, Member

cc – Max Van Camp
5-18-84 Pat Biancinello

S-6084 . 77-36-12
not 5/22/84 5-9-84
H1

AGREEMENT
FOR
SEWER EXTENSION

84-013170

THIS AGREEMENT, made in triplicate this 9th day of May 1984, by and between R&L Development, Inc. an Indiana Corporation, hereinafter referred to as "OWNER" and the CITY OF FORT WAYNE, INDIANA, an Indiana Municipal Corporation, hereinafter referred to as "CITY", WITNESSETH:

WHEREAS, the "OWNER" desires to construct a local sanitary sewer described as follows:

Mainline: Beginning at the existing sanitary manhole located 20± lineal feet South of and 2± lineal feet East of the Southwest corner of Lot #12 of Northwest Industrial Park, thence North 660± lineal feet to a manhole located near the Northwest corner of Lot #4 of said park, thence East 400± lineal feet to a proposed manhole in Lewis Lane.

Lateral #1: Beginning at the Northwest corner of Lot #12 of said addition, thence East 340± lineal feet, termination at a proposed manhole located 5± lineal feet East of and 20± lineal feet South of Lot #8 of said park.

in accordance with plans, specifications, and profiles heretofore submitted to and approved by "CITY" and now on file in the Office of the Chief Engineer of the Water Pollution Control Engineering Department of "CITY" and known as Northwest Industrial Park as drawn by William C. Baer, PE under their Commission Number 83-19 dated Apr 17 1984, which plans, specifications, profiles are by reference incorporated herein and made a part hereof, which sewer will serve not only land in which the "OWNER" has an interest, but also an adjoining land areas and;

WHEREAS, the cost of construction of said sewer is represented to be $30,290.00 composed of $25,929.00 for construction costs, $ 2465.00 for engineering services, $1000.00 for legal fees and $ 896.00 for City Engineering and Inspection Fees.

1984 JUN -6 PM 3:56
ALLEN COUNTY RECORDER
Virginia L. Young

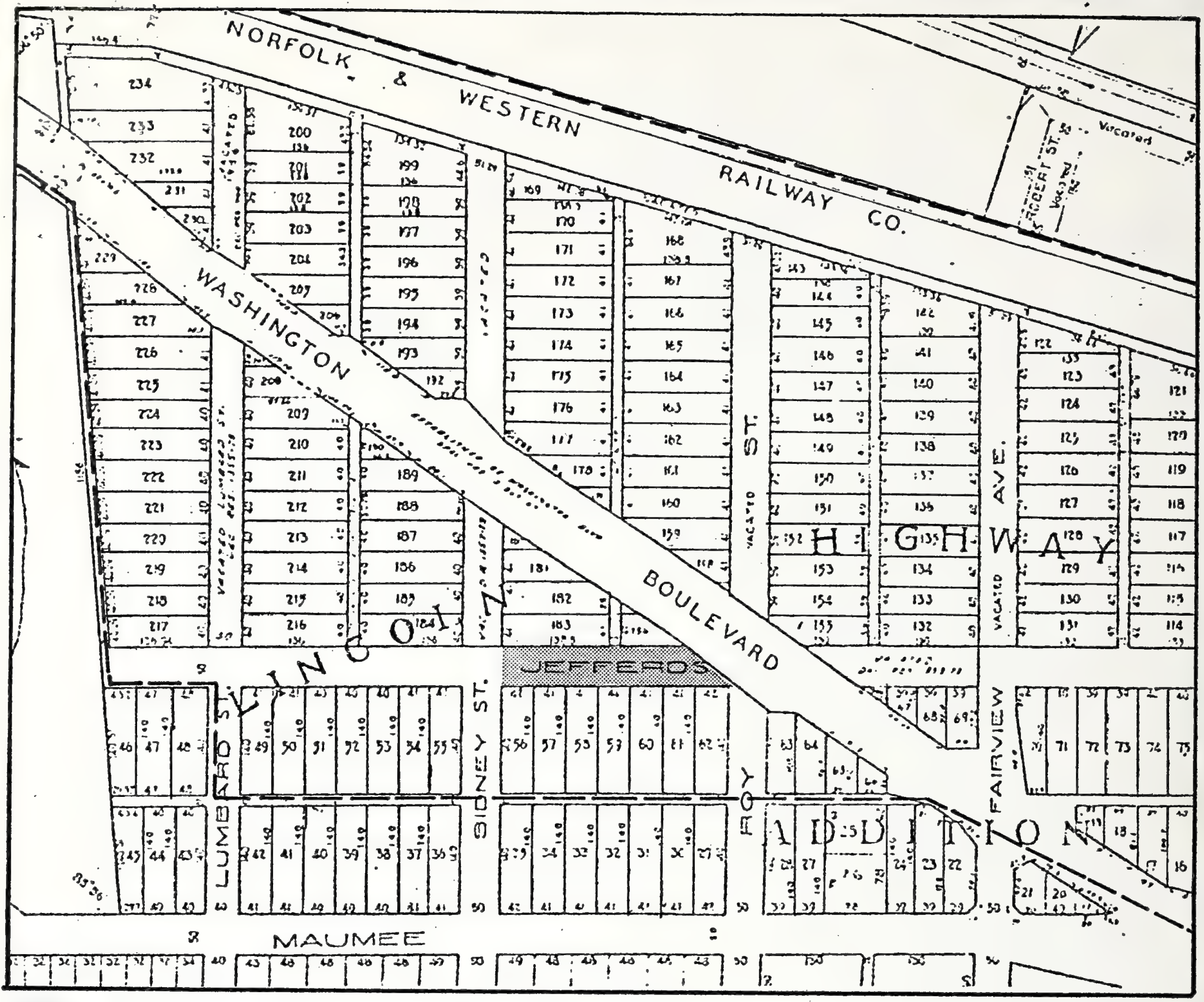
NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. CONSTRUCTION OF SEWER.

"OWNER" shall cause said sewer to be constructed and located in accordance with said plans, specifications and profiles all approved by "CITY" under private contract to be let within sixty (60) days after requisite "CITY" approval.

14.50

W.P.C.E


NORFOLK & WESTERN RAILWAY CO.
WASHINGTON BOULEVARD
LINCOLN HIGHWAY ADDITION
JEFFERSON
MAUMEE
LUMBARD ST.
SIDNEY ST.
ROY
VACATED ST.
VACATED AVE.
FAIRVIEW
ROBERT ST.
Vacated

▨ A PETITION TO VACATE THE ABOVE DESCRIBED PORTION OF STREET.

MAP NO. Q-6

6-84-03-11

N

1-4-84

All work and materials shall be subject to inspection by "CITY" and the right of "CITY" to halt construction if there shall be noncompliance therewith. Said sewer shall not be deemed completed and/or permanently connected into the sewer system of "CITY" until final acceptance by "CITY". Upon acceptance by "CITY" said sewer shall become the property of "CITY" and "CITY" shall accept sewage therefrom subject to such sewage service charges as may now or hereafter be regularly established by "CITY", and all further maintenance thereafter shall be borne by "CITY".

2. COST OF CONSTRUCTION

"OWNER" agrees to pay the entire cost and expense of construction of said sewer, in cash, including "CITY" engineering and inspection fees, and to hold "CITY" harmless from any liability for claims connected therewith.

3. AREA OF "OWNER"

Said sewer when accepted by the "CITY" will serve the following described real estate: Northwest Industrial Park, R&L Development, Inc. Legal Description: Commencing at a point on the South right of Way of Cook Road located 590 feet South 88 degrees 15 minutes East and 40 feet South of the Northwest corner of Section 15, Township 31, Range 12 East in Allen County, IN., thence South 1301.75 feet, thence South 88 degrees 15 minutes East 512 feet, thence South 392 feet, thence North 88 degrees 11 minutes West 992 feet, thence North 832 feet, thence South 88 degrees 11 minutes East 430 feet, thence North 860 feet, thence South 88 degrees 11 minutes East 50 feet to a point of beginning, containing 13.8 acres, more or less, less public right of Way Net 9.06 acres.

As "OWNER" will pay for the cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by this Agreement against the above-described real estate for the construction of said sewer by the present or future owners of said real estate except only as to such standard tap-in, inspection fees and monthly sewage treatment charges as are customarily charged by "CITY" for connections to "CITY" sewer mains and treatment of sewage therefrom.

4. CHARGE AGAINST EXCESS AREA (Local Charge)

Lot #17, Northwest Industrial Park
Lot #18, Northwest Industrial Park

Said sewer, when constructed, will also serve the additional or excess area as shown on attached Exhibit "A".

VACATION - Jefferds Street

Engineering Comments:

1. Street Engineering - Ok to vacate.

2. Street Lighting - Ok to vacate.

3. Park Board - Ok to vacate.

4. Traffic Engineering - No ojbection.

5. Water Engineering - The water utility has an existing 16" diameter feeder main approximately 20' south of the north right-of-way line of Jefferds. Easements will be required in event of vacation and restrictive covenant provided to prohibit construction of any building over the main.

6. W.P.C.E. - Ok to vacate.

7. NIPSCO - Yes, we do require an easement for existing facilities.
   REMARKS: For a six 6" high pressure gas main located 18' north of the south right-of-way.

8. GT&E - No, we do not require an easement. REMARKS: No telephone facilities within this section of Jefferds Avenue.

9. I&M - No, we do not require an easement.

10. Cox Cable - No, we do not require an easement.

In the event any present or future owner of said described excess area shall at any time within fifteen (15) years after the date of this contract, desire to use said sewer or any extension thereof, whether by direct tap or through the extension or connection of lateral or local lines to service such land, "CITY", through its duly constituted authorities, before permitting such use, shall require by contract or assessment, as may be appropriate, that such owner or owners of said excess area pay to "CITY" in addition to the cost of standard tap-in and inspection fees, and monthly sewage treatment charges as are customarily charged by "CITY" for connections to "CITY" sewer mains and treatment of sewage therefrom, the sum of $0.0756316 per square foot for the area served by each connection and use, which represents the pro rata share of cost of the extension of "CITY" sewer to said excess area. Schedule A (Exhibit "A" and/or Exhibit "B"), showing properties in excess area subject to charge for construction and use of sewer as of this date is attached.

The amount so collected by "CITY" shall be paid by "CITY" within sixty (60) days of the receipt thereof by "CITY" to "OWNER".

5. AREA CONNECTION CHARGE (Oversizing, etc., cost of existing sewage works)

An area connection charge of $700.00 per acre must be paid to "CITY" at the time of connection. This area connection charge is in addition to the local charge as set forth above, and represents the installation and/or oversizing cost expended by "CITY" for sewer line(s) known as Spy Run Service Area, Resolution No. 74-22-05.

6. BOND

This contract is subject to "OWNER" and/or his contractor furnishing a satisfactory Performance and Guaranty Bond for 25% value of the sewer which shall guarantee said sewer against defects for a period of one (1) year from the date of final acceptance of said sewer by "CITY".

7. LIMITATION ON USE

Said sewer shall be constructed for disposal of sanitary sewage only and neither the parties hereto, their successors, or assigns, or any future owner of any land serviced by said sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water

BLOOM & BLOOM
ATTORNEYS AT LAW

A. EVERETT BLOOM
ALTON L. BLOOM
ALLAN E. BLOOM
A. DALE BLOOM
JAMES M. MORE
WARD W. MILLER

1514 ANTHONY WAYNE BANK BLDG.
FORT WAYNE, INDIANA 46802
AREA CODE 219
TELEPHONE 424-5930

RECEIVED
MAY - 2 1984
FORT WAYNE
CITY PLANNING COMMISSION

April 9, 1984

Mr. Gary Baeten
Senior Planner, Land Use
Community Development & Planning
Room 830 City-County Building
One Main Street
Fort Wayne, Indiana 46802

IN RE: The Vacation of a Portion of Jefferds Avenue

Dear Mr. Baeten:

Our office represents Ernst Realty & Investment Co., Inc. and Eva M. Ernst. It is my understanding that Mr. James A. Ernst appeared before the Plan Commission in March and presented testimony concerning the vacation of a portion of Jefferds Avenue which was originally heard sometime ago but was inadvertently never finalized. In furtherance of that procedure and the completion thereof, it is my understanding that you have requested a letter from the adjoining property owners indicating that they will not build, construct or make any permanent improvements to that area which is to be partially vacated known as Jefferds Avenue. This particular section of the street is abutted by property owned by Eva M. Ernst as well as Ernst Realty & Investment Co. and Ralph H. Bentz and Glen I Bentz.

The undersigned, then as owners of the real estate abutting that portion of Jefferds Avenue which is to be vacated hereby represent they have read the contents of this letter being submitted to you and agree with the terms and conditions as outlined herein. Should you require any further information or materials, please feel free to be in further contact with me.

Very truly yours,

BLOOM & BLOOM

A. Dale Bloom

A. Dale Bloom

ADB:sp

We, the undersigned have read this correspondence and concur with the representations made herein.

Eva M. Ernst
Eva M. Ernst

ERNST REALTY & INVESTMENT CO., INC.

By: James A. Ernst
James A. Ernst, President

runoff caused by natural precipitation or anything other than sanitary sewage or contaminated waste in accordance with City Municipal Code.

8. WAIVER OF RIGHT TO REMONSTRATE AGAINST ANNEXATION

"OWNER" for himself, his successors in title and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by "CITY" of any territory now or hereafter owned by him, as described in Article 3 herein, or hereafter served by said sewer or any extension thereof.

In further consideration and to induce "CITY" to execute and ratify this contract, said "OWNER", for himself, his successors and assigns, agrees by this contract to vest in "CITY" the permanent right at its discretion to annex to the City of Fort Wayne at any future time by duly authorized ordinance to the said real estate described in Article 3 herein.

"OWNER" further agrees that any deeds, contracts, or other instruments of conveyance made by "OWNER", its successors or assigns transferring or conveying any interest in and to any of the real estate described in Article 3 herein, shall contain the waiver and release provisions contained in this article which provisions shall run with the land and the acceptance of the delivery of any such instruments from "OWNER", his successors and assigns by any grantee, vendee, or contract purchaser, shall be made subject to the terms of this Agreement and shall constitute an acceptance of the foregoing provisions by said grantee, vendee, or contract purchaser and their successors in title.

"OWNER" further agrees to record an executed copy of this contract in the Allen County Recorder's Office within ten (10) days of its adoption and approval by the Common Council of City as hereinafter provided.

Any owner or owners of land which is now, or hereafter located outside the corporate limits of "CITY" who connect into the sewer constructed hereunder shall be deemed to thereby waive his, her, their, or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by "CITY" of such land or of the territory in which it is located or of the area served by said sewer. (I.C. 36-9-22-2, as added by Acts 1981, P.L., 309, 395).

We, the undersigned have read the foregoing correspondence and concur with the representations made therein.

Ralph H. Bentz	Glen I Bentz
Ralph H. Bentz	Glen I Bentz
Dated: 4/20/84	Dated: 5-1-84

9.COUNCILMANIC APPROVAL

It is understood and agreed that this contract is in all respects subject to approval by Common Council of the City, by duly appointed Ordinance and if such Ordinance is not adopted within a period of ninety (90) days after execution thereof, this contract shall be null and void and of no further force and effect.

IN WITNESS WHEREOF, the parties have subscribed to this Agreement the day and year first above written.

SEAL

R. L. DEVELOPMENT, INC.

"OWNER" Roland K. Leininger
President

Jacquelyn M. Leininger
Secretary

"CITY"

By
Win Moses, Jr., Mayor

BOARD OF PUBLIC WORKS

By David J. Kiester
David J. Kiester, Chairman

By
Betty R. Collins, Member

By
Frank Heyman, Member

ATTEST:
Helen Gochenour
Helen Gochenour, Clerk

APPROVED as to form and legality:

Richard I. Snouffer, Associate
City Attorney

STATE OF INDIANA)
)SS
COUNTY OF Allen)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared ______
who acknowledged the execution of the foregoing Agreement as and for his/her their voluntary act and deed for the uses and purposes therein contained.
WITNESS my hand and notarial seal this 9th day of May 1984.

L. Settimi McMahon
Notary Public
Resident of Allen County

My Commission Expires:

L. SETTIMI McMAHON
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES MARCH 2, 1988
ISSUED THRU INDIANA NOTARY ASSOC.

BOARD OF PUBLIC WORKS
1984 MAY 15 AM 11: 24

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Win Moses, Jr., Mayor, David J. Kiester, Chairman, Betty R. Collins and Frank Beyman, as Members of the Board of Public Works of said "CITY" and acknowledged the execution of the foregoing as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 9th day of May, 1984.

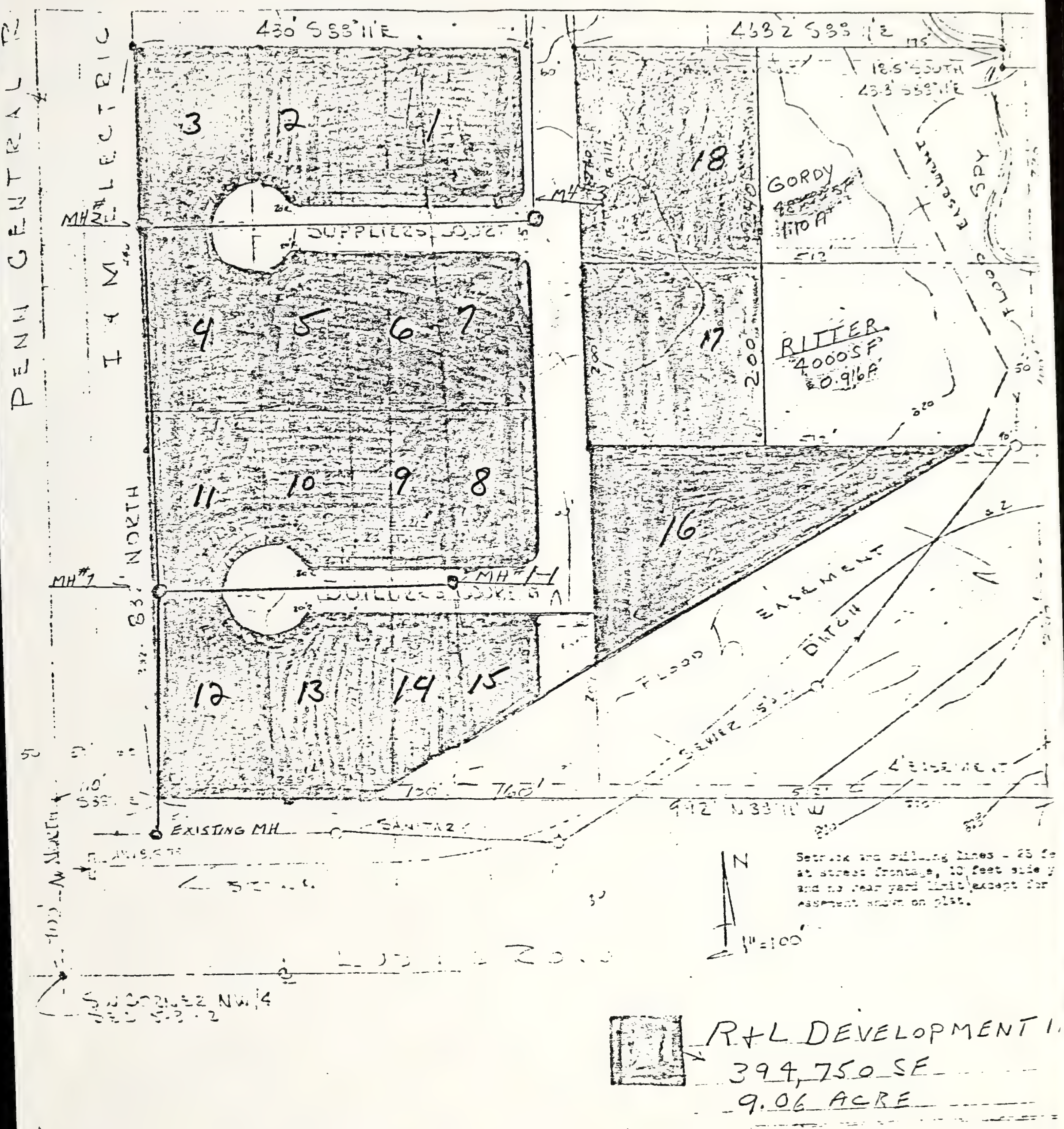
L. Settimi McMahon
Notary Public

Resident of Allen County

My Commission Expires:

L. SETTIMI McMAHON
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES MARCH 2, 1988
ISSUED THRU INDIANA NOTARY ASSOC.

This instrument prepared by:
C. Duane Embury, P.E., City Engineer
CITY OF FORT WAYNE


PENN CENTRAL R
I & M ELECTRIC
430' S88°11'E
433.2 S88°11'E
175'
18.5' SOUTH
433.3' S88°11'E
1
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MH#2
MH#3
MH#1
MH#1
SUPPLIERS COURT
BUILDERS COURT
GORDY
1.10 A
RITTER
40000 SF
0.916 A
EASEMENT
FLOOD
SPY
FLOOD EASEMENT
DITCH
SEWER
EASEMENT
83' NORTH
200'
200'
750'
760'
992' N88°11'W
EXISTING MH
SANITARY
N
1" = 100'
R+L DEVELOPMENT I
394,750 SF
9.06 ACRE

Setback and building lines - 25 fe
at street frontage, 10 feet side y
and no rear yard limit except for
easement shown on plat.

Exhibit "B"

Description Lot Number	Benefited Area-Square Footage	Cost/sq.ft. Local Benefited Area	Cost/sq.ft. Area Connection Fee*	Local Charge	Area Connection Fee*	Total Co Per Bene fited Ar
1	34,686	.0756316	.0160698	2623.36	557.40	3180.76
2	16,787	.0756316	.0160698	1269.63	269.76	1539.39
3	22,037	.0756316	.0160698	1666.69	354.14	2020.83
4	22,037	.0756316	.0160698	1666.69	354.14	2020.83
5	16.787	.0756316	.0160698	1269.63	269.76	1539.39
6	17,500	.0756316	.0160698	1323.55	281.22	1604.77
7	17,186	.0756316	.0160698	1299.80	276.18	1575.98
8	17,186	.0756316	.0160698	1299.80	276.18	1575.98
9	17,500	.0756316	.0160698	1323.55	281.22	1604.77
10	16,787	.0756316	.0160698	1269.63	269.76	1539.39
11	22,037	.0756316	.0160698	1666.69	354.14	2020.83
12	25,877	.0756316	.0160698	1957.12	415.84	2372.96
13	19,987	.0756316	.0160698	1511.65	221.19	1832.84
14	17,700	.0756316	.0160698	1338.68	284.40	1623.08
15	18,800	.0756316	.0160698	1421.88	302.11	1723.99
17	40,000	.0756316	.0160698	3025.27	642.79	3668.06
18	57,600	.0756316	.0160698	4356.38	925.62	5282.00
	400,494			$30,290.00	$6435.85	$36,725.85

Lots 1 thru 15 are developer's lots.

Local Charges noted, confirmed as part of local cost.

$$\frac{\$30,290.00}{400,494 \text{ sq.ft.}} = \$0.0756316/\text{sq.ft.}$$

*Area Connection Fees noted, per lot, due to City of Fort Wayne.

$$\frac{\$700 \text{ per acre}}{43,560 \text{ sq.ft./acre}} = \$0.0160698/\text{sq.ft.}$$

74-36-11
5-9-84
HI

Improvement Resolution

FOR CURB AND SIDEWALK

No. 5999-1984

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve By constructing curb, sidewalk, drives, alley approaches, and drainage in the area known as Hanna-Creighton IX Phase III, Euclid Avenue from Pontiac Street to Milan Street and Antoinette Street from Anthony Blvd. to Central Drive.

Alternate Number I - Euclid Avenue from Milan Street to Diamond Street.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid by CD&P.

Adopted, this 9th *day of* May, 1984

BOARD OF PUBLIC WORKS: David J Kreit

5-21-84
rel. 5/22/84

74-36-13
84-013171 5-9-84

#1

DULY ENTERED FOR TAXATION
JUN 6 1984
AUDITOR OF ALLEN COUNTY

SANITARY SEWER CONNECTION AGREEMENT

THIS AGREEMENT between JOHN H. SHELTON, hereinafter referred to as "Owner", and CITY OF FORT WAYNE, hereinafter referred to as "City",

WITNESSETH:

WHEREAS, the City of Fort Wayne has extended its sanitary sewer lines to the Long Road, immediately north of the Shordon Road, in Allen County, Indiana; and

WHEREAS, Owner is the owner of land located south of the Shordon Road, and desires to construct a private, pressurized sewage line from his property to the sanitary sewer located on the Shordon Road, as shown on the attached Exhibit "A", certified by William C. Baer, P.E. which will serve the following property:

> Part of the Southeast Quarter of Section 35, Township 31 North, Range 13 East, Allen County, Indiana, all of which land lies South of the Shordon Road, East of the Landin Road and North of the land now or formerly owned by Arthur G. Herman as described by Document Number 76-24672 in the Allen County Recorder's Office, containing 33.11 acres, more or less;

1984 JUN -6 PM 4:03
Virginia L. Young
ALLEN COUNTY RECORDER

WHEREAS, City has granted a permit to Owner for the connection of said private sanitary sewer line to the public sanitary sewer line constructed and maintained by City to serve no more than four (4) residences which will produce an approximate flow of 1600 G.P.D. when in full use;

NOW, THEREFORE, it is hereby agreed as follows:

1. That the installation of the private sewer line running West along the Shordon Road, then North along the Long Road to the city main line (15") located South of Shordon Estates on Long Road, as above set forth, is a private sewer line and only for the use of the above described facilities of said party, and is subject to the rules and regulations of the City governing private sewer connections to the City Utilities for such service. Owner agrees to pay any applicable area connection fee pursuant to Resolution #73-72-2. This fee is calculated at a rate of $700/acre and is

11.50

based on the area actually occupied as a residence. By way of example only, should Owner's residence occupy .8 acres, then a fee of $560 would be paid upon connection with the public sewer line. It is understood that at the present time the facilities of Owner are located outside the city limits. In the event the City's sewer system is extended adjacent to the facilities of Owner, Owner agrees to waive any right to remonstrate against any such extension of said facilities and/or the assessment of any charges against their properties as determined by the Board of Public Works of the City as provided by law, and agree to disconnect said facilities from the present proposed temporary sewer line and reconnect at Owner's cost into such adjacent City sewer as may be constructed and pay such share of the construction costs of such adjacent City sewer as may be established against their facilities and property. It is understood that Owners' private line will serve no more than four (4) residences which will produce an approximate flowage of 1600 G.P.D. when in full use.

2. CONSTRUCTION OF SEWER

Owner shall cause said sewer to be constructed and located in accordance with said plans, specifications and profiles all approved by City under private contract to be let within sixty (60) days after requisite City approval.

All work and materials shall be subject to inspection by City and the right of City to halt construction if there shall be noncompliance therewith. City shall accept sewage therefrom subject to such sewage service charges as may now or hereafter be regularly established by City, and all further maintenance of the private line and pump shall be borne by Owner.

3. COST OF CONSTRUCTION

Owner agrees to pay the entire cost and expense of construction of said sewer, including City engineering and inspection fees, and to hold City harmless from any liability for claims connected therewith.

4. AREA OF OWNER

Said sewer when accepted by the City will serve the following described real estate:

> Part of the Southeast Quarter of Section 35, Township 31 North, Range 13 East, Allen County, Indiana, all of which land lies South of the Shordon Road, East of the Landin Road and North of the land now or formerly owned by Arthur G. Herman as described by Document Number 76-24672 in the Allen County Recorder's Office, containing 33.11 acres, more or less.
>
> It is understood that owners' private line will serve no more than four (4) residences which will produce an approximate flowage of 1600 G.P.D. when in full use.

5. As Owner will pay for the cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by this Agreement against the above-described real estate for the construction of said sewer by the present or future owners of said real estate except only as to such standard tap-in, inspection fees and monthly sewage treatment charges as are customarily charged by City for connections to City sewer mains and treatment of sewage therefrom.

6. LIMITATION ON USE

Said sewer shall be constructed for disposal of sanitary sewage only and neither the parties hereto, their successors, or assigns, or any future owner of any land serviced by said sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water runoff caused by natural precipitation or anything other than sanitary sewage or contaminated waste in accordance with City Municipal Code.

7. WAIVER OF RIGHT TO REMONSTRATE AGAINST ANNEXATION

Owner for himself, his successors in title and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by City of any territory now or hereafter owned by him, as described in Article 3 herein, or hereafter served by said sewer or any extension thereof.

8. Owner further agrees that any deeds, contracts, or other instruments of conveyance made by Owner its successors or assigns transferring or conveying any interest in and to any of the real estate described in Article 3 herein, shall contain the waiver and release provisions contained in this article which provisions shall run with the land and the acceptance of the delivery of any such instruments from Owner, his successors and assigns by any grantee, vendee, or contract purchaser, shall be made subject to the terms of this Agreement and shall constitute an acceptance of the foregoing provisions by said grantee, vendee, or contract purchaser and their successors in title.

Owner further agrees to record an executed copy of this contract in the Allen County Recorder's Office within ten (10) days of its adoption and approval by the Common Council of City as hereinafter provided.

9. Any owner or owners of land which is now, or hereafter located outside the corporate limits of City who connect into the sewer constructed hereunder shall be deemed to thereby waive his, her, their, or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by City of such land or of the territory in which it is located or of the area served by said sewer. (I.C. 36-9-22-2, as added by Acts 1981, P.L., 309, 395).

10. Owner, his successors, heirs and assigns, hereby agree that City shall be held harmless from all damages, costs, expenses and losses of Owner, his heirs, successors and assigns which may result from the failure of the private sewer line constructed by Owner, or the use, operation or construction of the pump which is a part of the private sewer line constructed by Owner. It is understood and agreed that Owner shall make said hold harmless agreement a part of any deed or conveyance which shall run with the land and shall be binding upon all of those persons who are, or may be, users of the

private sewer line constructed by Owner.

11. Owner, and his successors, heirs and assigns further agree that at such time as City constructs a main sanitary sewer line which requires connection by Owner, and his successors, heirs and assigns, then Owner, his successors, heirs and assigns, agree to dedicate such portions of his or their property as may be required for a utility easement for the purpose of connecting, servicing and maintaining any main sanitary sewer line or the residential lines which connect with the main sanitary sewer line of City. This Agreement shall be contained in further conveyances of Owner, and shall run with the land.

12. This Agreement shall be binding on the parties hereto its successors and assigns as the Owners, its successors and interest to the real estate subject to the terms of this Agreement.

13. It is understood and agreed that this contract is in all respects subject to approval by Common Council of the City, by duly appointed Ordinance and if such Ordinance is not adopted within a period of ninety (90) days after execution thereof, this contract shall be null and void and of no further force and effect.

IN WITNESS WHEREOF, the parties have subscribed to this Agreement this 7th day of May, 1984.

OWNER:

John H. Shelton

CITY:

BY:
Win Moses, Jr., Mayor

BOARD OF PUBLIC WORKS

BY:
David J. Kiester, Chairman

BY:
Betty R. Collins, Member

BY:
Frank Heyman, Member

ATTEST:

Helen Gochenour
Helen Gochenour, Clerk

APPROVED as to form and legality:

R. Snouffer
Richard I. Snouffer,
Associate City Attorney

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared John Shelton who acknowledged the execution of the foregoing Agreement as and for his/he their voluntary act and deed for the uses and purposes therein contained.

Witness my hand and seal this 9th day of May, 1984.

Melanie C. Hickman
Notary Public
A Resident of Allen County

My Commission Expires:
August 30, 1987

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared Mayor Win Moses, Jr., Daivd J. Kiester, and Frank Heyman who acknowledged the execution of the foregoing Agreement as and for his/her their voluntary act and deed for the uses and purposes therein contained.

Witness my hand and seal this 9th day of May, 1984.

L. Settimi McMahon
Notary Public
A Pesident of Allen County

My Commission Expires:

L. SETTIMI McMAHON
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES MARCH 2, 1988
ISSUED THRU INDIANA NOTARY ASSOC.

This instrument prepared by T. Dean Swihart, Attorney at Law.

R-36 74-20-04
5-9-84
H1

AGREEMENT
FOR
SEWER EXTENSION

84-010990

1984 MAY 15 AM 10:34
ALLEN COUNTY RECORDER
Young

THIS AGREEMENT, made in triplicate this 9th day of May, 1984, by and between SUMMIT CITY INVESTMENTS, a General Partnership, hereinafter referred to as OWNER and the CITY OF FORT WAYNE, INDIANA, an Indiana Municipal Corporation, hereinafter referred to as CITY,

WITNESSETH:

WHEREAS, the OWNER desires to construct a local sanitary sewer described as follows:

> Starting at an existing Manhole at the Southeast corner of the intersection of St. Joe Center Road and Becker Street, Northwest Quarter Section 20, Township 31 North, Range 13 East; thence, Westerly a distance of 440± L.F. terminating at a proposed Manhole.
>
> Said sewer to be eight (8) inches in diameter

in accordance with plans, specifications and profiles heretofore submitted to and approved by CITY and now on file in the office of the Chief Engineer of the Water Pollution Control Engineering Department of CITY and known as SUMMIT CITY INVESTMENT SANITARY SEWER EXTENSION as drawn by C. E. & M., INC., 116 West Rudisill Blvd., Suite 201, Fort Wayne, IN 46807, dated March 2, 1984 which plans, specifications, profiles are by reference incorporated herein and made a part hereof, which sewer will serve not only land in which the OWNER has an interest, but also adjoining land areas and;

WHEREAS, the cost of construction of said sewer is represented to be $9,097.00 composed of $8,172.00 for construction costs; $925.00 for engineering services.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. CONSTRUCTION OF SEWER

OWNER shall cause said sewer to be constructed and located in accordance with said plans, specifications, and profiles, all approved by CITY under private contract to be let within sixty (60) days after requisite CITY approval. All work and materials shall be subject to inspection by CITY and the right of CITY to halt construction if there shall be noncompliance therewith. Said sewer shall not be deemed completed and/or permanently connected into the sewer system of CITY until final acceptance by CITY. Upon acceptance by CITY

DULY ENTERED FOR TAXATION
MAY 15 1984
Gloria J. Goeglein
AUDITOR OF ALLEN COUNTY

132

74-36-12
5-9-84
#1

AGREEMENT
FOR
SEWER EXTENSION

THIS AGREEMENT, made in triplicate this 9th day of May 1984, by and between R&L Development, Inc. an Indiana Corporation, hereinafter referred to as "OWNER" and the CITY OF FORT WAYNE, INDIANA, an Indiana Municipal Corporation, hereinafter referred to as "CITY", WITNESSETH:

WHEREAS, the "OWNER" desires to construct a local sanitary sewer described as follows:

Mainline: Beginning at the existing sanitary manhole located 20± lineal feet South of and 2± lineal feet East of the Southwest corner of Lot #12 of Northwest Industrial Park, thence North 660± lineal feet to a manhole located near the Northwest corner of Lot #4 of said park, thence East 400± lineal feet to a proposed manhole in Lewis Lane.

Lateral #1: Beginning at the Northwest corner of Lot #12 of said addition, thence East 340± lineal feet, termination at a proposed manhole located 5± lineal feet East of and 20± lineal feet South of Lot #8 of said park.

in accordance with plans, specifications, and profiles heretofore submitted to and approved by "CITY" and now on file in the Office of the Chief Engineer of the Water Pollution Control Engineering Department of "CITY" and known as Northwest Industrial Park

as drawn by William C. Baer, PE

under their Commission Number 83-19 dated Apr 17 19 84, which plans, specifications, profiles are by reference incorporated herein and made a part hereof, which sewer will serve not only land in which the "OWNER" has an interest, but also an adjoining land areas and;

WHEREAS, the cost of construction of said sewer is represented to be $30,290.00 composed of $25,929.00 for construction costs, $ 2465.00 for engineering services, $1000.00 for legal fees and $ 896.00 for City Engineering and Inspection Fees.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. CONSTRUCTION OF SEWER

"OWNER" shall cause said sewer to be constructed and located in accordance with said plans, specifications and profiles all approved by "CITY" under private contract to be let within sixty (60) days after requisite "CITY" approval.

said sewer shall become the property of CITY and CITY shall accept sewage therefrom, subject to such sewage service charges as may now or hereafter be regularly established by CITY, and all further maintenance thereafter shall be borne by CITY.

2. COST OF CONSTRUCTION

OWNER agrees to pay the entire cost and expense of construction of said sewer, in cash, including CITY engineering and inspection fees, and to hold CITY harmless from any liability for claims connected therewith.

3. AREA OF OWNER

Said sewer when accepted by the CITY will serve the following described real estate:

> Part of the West Half of the Northwest Quarter of Section 20, Township 31 North, Range 13 East, Allen County, Indiana, more particularly described as follows to-wit:
>
> Beginning on the North line of said Northwest Quarter at a point situated 208.7 feet, South 90 degrees 00 minutes West (deed bearing and is used as the basis for the bearings in this description) from the Northeast corner of said West Half; thence South 00 degrees 02 minutes East (recorded South 00 degrees 10 minutes East) and parallel to the East line of said West Half, on and along a line established by an existing line fence and monuments found, a distance of 596.8 feet to a post found; thence South 90 degrees 00 minutes West and parallel to the North line of said Northwest Quarter, a distance of 369.8 feet (recorded 369.39 feet); thence North 00 degrees 07 minutes East, on and along a line being partially defined by the East line of Parker Cemetery, being a 2.4 acre tract with boundaries established in two deeds both having been recorded in Deed Record 366, page 221 in the Office of the Recorder of Allen County, Indiana a distance of 596.8 feet to the Northeast corner of said Parker Cemetery, being a point on the North line of the Northwest Quarter; thence North 90 degrees 00 minutes East, on and along said North line, being also the centerline of St. Joe Center Road, a distance of 188.2 feet to the Northwest corner of a tract of land conveyed to Lassus Brothers Oil, Inc. in Deed Record 733, page 527 in the Office of the Recorder of Allen County, Indiana; thence South 00 degrees 02 minutes (recorded South 00 degrees 10 minutes East), on and along the West line of said Lassus Brothers Oil, Inc. tract, and parallel to the East line of said West Half, a distance of 170.0 feet to the Southwest corner of said tract; thence North 90 degrees 00 minutes East, on and along the South line of said Lassus Brothers Oil, Inc. tract and parallel to said North line, a distance of 150.0 feet to the Southeast corner of said tract; thence North 00 degrees 02 minutes West (recorded North 00 degrees 10 minutes West), on and along the East line of said Lassus Brothers Oil, Inc. tract and parallel to the East line of said West Half, a distance of 170.0 feet to the Northeast corner of said tract, being a point on the North line of said Northwest Quarter; thence North 90 degrees 00 minutes East, on and along said North line, being also the centerline of St. Joe Center Road, a distance of 30.0 feet to the point of beginning, containing 4.470 acres of land.

As OWNER will pay for the cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by this Agreement against the above described real estate for the construction of said

All work and materials shall be subject to inspection by "CITY" and the right of "CITY" to halt construction if there shall be noncompliance therewith. Said sewer shall not be deemed completed and/or permanently connected into the sewer system of "CITY" until final acceptance by "CITY". Upon acceptance by "CITY" said sewer shall become the property of "CITY" and "CITY" shall accept sewage therefrom subject to such sewage service charges as may now or hereafter be regularly established by "CITY", and all further maintenance thereafter shall be borne by "CITY".

2. COST OF CONSTRUCTION

"OWNER" agrees to pay the entire cost and expense of construction of said sewer, in cash, including "CITY" engineering and inspection fees, and to hold "CITY" harmless from any liability for claims connected therewith.

3. AREA OF "OWNER"

Said sewer when accepted by the "CITY" will serve the following described real estate: Northwest Industrial Park, R&L Development, Inc. Legal Description: Commencing at a point on the South right of Way of Cook Road located 590 feet South 88 degrees 15 minutes East and 40 feet South of the Northwest corner of Section 15, Township 31, Range 12 East in Allen County, IN., thence South 1301.75 feet, thence South 88 degrees 15 minutes East 512 feet, thence South 392 feet, thence North 88 degrees 11 minutes West 992 feet, thence North 832 feet, thence South 88 degrees 11 minutes East 430 feet, thence North 860 feet, thence South 88 degrees 11 minutes East 50 feet to a point of beginning, containing 13.8 acres, more or less, less public right of Way Net 9.06 acres.

As "OWNER" will pay for the cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by this Agreement against the above-described real estate for the construction of said sewer by the present or future owners of said real estate except only as to such standard tap-in, inspection fees and monthly sewage treatment charges as are customarily charged by "CITY" for connections to "CITY" sewer mains and treatment of sewage therefrom.

4. CHARGE AGAINST EXCESS AREA (Local Charge)

Lot #17, Northwest Industrial Park
Lot #18, Northwest Industrial Park

Said sewer, when constructed, will also serve the additional or excess area as shown on attached Exhibit "A".

sewer by the present or future owners of said real estate except only as to such standard tap-in, inspection fees and monthly sewage treatment charges as are customarily charged by CITY for connections to CITY sewer mains and treatment of sewage therefrom.

4. CHARGE AGAINST EXCESS AREA (Local Charge)

North 596.8 feet of the east 208.7 feet of the West one-half of the Northwest one-quarter of Section 20, Township 31 North, Range 13 East.

North 170 feet of the West 150 feet of the East 388.7 feet of the West one-half of the Northwest one-quarter of Section 20, Township 31 North, Range 13 East.

Said sewer, when constructed, will also serve the additional or excess area as shown on attached Exhibit A.

In the event any present or future owner of said described excess area shall at any time within fifteen (15) years after the date of this contract, desire to use said sewer or any extension thereof, whether by direct tap or through the extension or connection of lateral or local lines to service such land, CITY, through its duly constituted authorities, before permitting such use, shall require by contract or assessment, as may be appropriate, that such owner or owners of said excess area pay to CITY in addition to the cost of standard tap-in and inspection fees, and monthly sewage treatment charges as are customarily charged by CITY for connections to CITY sewer mains and treatment of sewage therefrom, the sum of $0.078734637 per square foot for the area served by each connection and use, which represents the pro rata share of cost of the extension of CITY sewer to said excess area. Schedule A, and Exhibit A showing properties in excess area subject to charge for construction and use of sewer as of this date is attached.

The amount so collected by CITY shall be paid by CITY within sixty (60) days of the receipt thereof by CITY to OWNER.

5. AREA CONNECTION CHARGE (oversizing, etc. cost of existing sewage works)

An area connection charge of $700.00 per acre must be paid to CITY at the time of connection. This area connection charge is in addition to the local charge as set forth above, and represents the installation and/or oversizing cost expended by CITY for sewer line(s) known as St. Joseph Service Area Resolution #74-22-04 (84-008201).

In the event any present or future owner of said described excess area shall at any time within fifteen (15) years after the date of this contract, desire to use said sewer or any extension thereof, whether by direct tap or through the extension or connection of lateral or local lines to service such land, "CITY", through its duly constituted authorities, before permitting such use, shall require by contract or assessment, as may be appropriate, that such owner or owners of said excess area pay to "CITY" in addition to the cost of standard tap-in and inspection fees, and monthly sewage treatment charges as are customarily charged by "CITY" for connections to "CITY" sewer mains and treatment of sewage therefrom, the sum of $0.0756316 per square foot for the area served by each connection and use, which represents the pro rata share of cost of the extension of "CITY" sewer to said excess area. Schedule A (Exhibit "A" and/or Exhibit "B"), showing properties in excess area subject to charge for construction and use of sewer as of this date is attached.

The amount so collected by "CITY" shall be paid by "CITY" within sixty (60) days of the receipt thereof by "CITY" to "OWNER".

5. AREA CONNECTION CHARGE (Oversizing, etc., cost of existing sewage works)

An area connection charge of $700.00 per acre must be paid to "CITY" at the time of connection. This area connection charge is in addition to the local charge as set forth above, and represents the installation and/or oversizing cost expended by "CITY" for sewer line(s) known as Spy Run Service Area, Resolution No. 74-22-05.

6. BOND

This contract is subject to "OWNER" and/or his contractor furnishing a satisfactory Performance and Guaranty Bond for 25% value of the sewer which shall guarantee said sewer against defects for a period of one (1) year from the date of final acceptance of said sewer by "CITY".

7. LIMITATION ON USE

Said sewer shall be constructed for disposal of sanitary sewage only and neither the parties hereto, their successors, or assigns, or any future owner of any land serviced by said sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water

6. BOND

This contract is subject to OWNER and/or his contractor furnishing a satisfactory Performance and Guaranty Bond for 25% of the value of the sewer which shall guarantee said sewer against defects for a period of one (1) year from the date of final acceptance of said sewer by CITY.

7. LIMITATION ON USE

Said sewer shall be constructed for disposal of sanitary sewage only and neither the parties hereto, their successors, or assigns, or any future owner of any land serviced by said sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water runoff caused by natural precipitation or anything other than sanitary sewage or contaminated waste in accordance with City Municipal Code.

OWNER
SUMMIT CITY INVESTMENTS

SEAL

SABAH SAUD General Partner

CITY
MAYOR

By:
WIN MOSES, JR.

BOARD OF PUBLIC WORKS

By: David J Kiest
DAVID J. KIESTER, CHAIRMAN

By:
BETTY R. COLLINS, MEMBER

By:
FRANK W. HEYMAN, MEMBER

ATTEST:

Helen V. Gochenour
HELEN V. GOCHENOUR, CLERK

APPROVED AS TO FORM AND LEGALITY:

Associate City Attorney
ASSOCIATE CITY ATTORNEY

Sheet 4

runoff caused by natural precipitation or anything other than sanitary sewage or contaminated waste in accordance with City Municipal Code.

8. WAIVER OF RIGHT TO REMONSTRATE AGAINST ANNEXATION

"OWNER" for himself, his successors in title and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by "CITY" of any territory now or hereafter owned by him, as described in Article 3 herein, or hereafter served by said sewer or any extension thereof.

In further consideration and to induce "CITY" to execute and ratify this contract, said "OWNER", for himself, his successors and assigns, agrees by this contract to vest in "CITY" the permanent right at its discretion to annex to the City of Fort Wayne at any future time by duly authorized ordinance to the said real estate described in Article 3 herein.

"OWNER" further agrees that any deeds, contracts, or other instruments of conveyance made by "OWNER", its successors or assigns transferring or conveying any interest in and to any of the real estate described in Article 3 herein, shall contain the waiver and release provisions contained in this article which provisions shall run with the land and the acceptance of the delivery of any such instruments from "OWNER", his successors and assigns by any grantee, vendee, or contract purchaser, shall be made subject to the terms of this Agreement and shall constitute an acceptance of the foregoing provisions by said grantee, vendee, or contract purchaser and their successors in title.

"OWNER" further agrees to record an executed copy of this contract in the Allen County Recorder's Office within ten (10) days of its adoption and approval by the Common Council of City as hereinafter provided.

Any owner or owners of land which is now, or hereafter located outside the corporate limits of "CITY" who connect into the sewer constructed hereunder shall be deemed to thereby waive his, her, their, or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by "CITY" of such land or of the territory in which it is located or of the area served by said sewer. (I.C. 36-9-22-2, as added by Acts 1981, P.L., 309, 395).

ACKNOWLEDGMENT

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared SABAH SAUD, General Partner, of SUMMIT CITY INVESTMENTS, who acknowledged the execution of the foregoing agreement for sewer extension, as and for his voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 4th day of May, 1984.

Charles I. Wickensheimer
NOTARY PUBLIC
A Resident of Allen County, Indiana

My Commission Expires:

CHARLES I WICKENSHEIMER
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO
MY COMMISSION EXPIRES OCT 30 1986
ISSUED THRU INDIANA NOTARY ASSOC.

ACKNOWLEDGMENT

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State, this ______ day of ____________________________, 19_______, personally appeared the within named WIN MOSES, JR., Mayor of the City of Fort Wayne; DAVID J. KIESTER, BETTY R. COLLINS, and FRANK W. HEYMAN, members of the Board of Public Works, City of Fort Wayne, Indiana; and HELEN V. GOCHENOUR, Clerk of the Board of Public Works, City of Fort Wayne, Indiana, to me personally known, who being by me duly sworn, said that they are respectively the Mayor of the City of Fort Wayne, Indiana, the Members and Clerk of the Board of Public Works of the City of Fort Wayne, Indiana, and that they signed said instrument on behalf of the City of Fort Wayne, with full authority so to do and acknowledged said instrument to be the voluntary act and deed of said Department of said City for the uses and purposes therein set forth.

IN WITNESS WHEREOF, hereunto subscribed my name, affixed my official seal.

L. Settimi McMahon
NOTARY PUBLIC
A Resident of Allen County, Indiana

My Commission Expires:

✓
____

L. SETTIMI McMAHON
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES MARCH 2, 1988
ISSUED THRU INDIANA NOTARY ASSOC.

This instrument prepared by:
C. Duane Embury, P. E.
Chief Water Pollution Control Engineer

9. COUNCILMANIC APPROVAL

It is understood and agreed that this contract is in all respects subject to approval by Common Council of the City, by duly appointed Ordinance and if such Ordinance is not adopted within a period of ninety (90) days after execution thereof, this contract shall be null and void and of no further force and effect.

IN WITNESS WHEREOF, the parties have subscribed to this Agreement the day and year first above written.

SEAL

"OWNER" Harold K. Leininger
President

Jacquelyn M. Leininger
Secretary

"CITY"

By
Win Moses, Jr., Mayor

BOARD OF PUBLIC WORKS

By David Kiest
David J. Kiester, Chairman

By
Betty R. Collins, Member

By
Frank Heyman, Member

ATTEST:

Helen Gochenour
Helen Gochenour, Clerk

APPROVED as to form and legality:

R I Snouffer
Richard I. Snouffer, Associate City Attorney
ASSOCIATE CITY ATTORNEY

STATE OF INDIANA)
)SS
COUNTY OF Allen)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared ______________________ who acknowledged the execution of the foregoing Agreement as and for his/her their voluntary act and deed for the uses and purposes therein contained.
WITNESS my hand and notarial seal this 9th day of May 1984.

L. Settimi McMahon
Notary Public
Resident of Allen County

My Commission Expires:

L. SETTIMI McMAHON
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES MARCH 2, 1988
ISSUED THRU INDIANA NOTARY ASSOC.

SCHEDULE A

1. 52,050 s.f. Area of Owner
2. 21,750 s.f. Area of Excess
3. 41,740 s.f. Area of Excess

115,540 s.f. Total Area Benefited

$9,077.00 Cost of Sewer

(9,097.00 ÷ 115,540 s.f. = $0.078734637 Per Square Foot

1. 52,050 s.f. x $0.078734637 = $4,089.13 Owners Cost
2. 21,750 s.f. x $0.078734637 = $1,712.48 Lassus Brothers Oil, Inc.
3. 41,740 s.f. x $0.078734637 = $3,286.38 Buckles, John

$700.00 Per Acre Area Connection Charge due St. Joseph Service Area

Resolution No. 74-22-04 (84-008201)

1. 4.4749 Acres See B. W. Memo 12-15-83
2. 0.4993 Acres x $700.00 = $349.52
3. 2.8593 Acres x $700.00 = $2,001.53 - $83.79 R/W = $1,917.74

1. SUMMIT CITY INVESTMENT - 3428 St. Joe Center Road, Fort Wayne, Indiana 46825
2. LASSUS BROTHERS OIL, INC.- 1815 E. Wayne, Fort Wayne, Indiana 46803
3. JOHN BUCKLES - 3582 St. Joe Center Road, Fort Wayne, Indiana 46825

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Win Moses, Jr., Mayor, David J. Kiester, Chairman, Betty R. Collins and Frank Heyman, as Members of the Board of Public Works of said "CITY" and acknowledged the execution of the foregoing as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 9th day of May, 1984.

L. Settimi McMahon
Notary Public

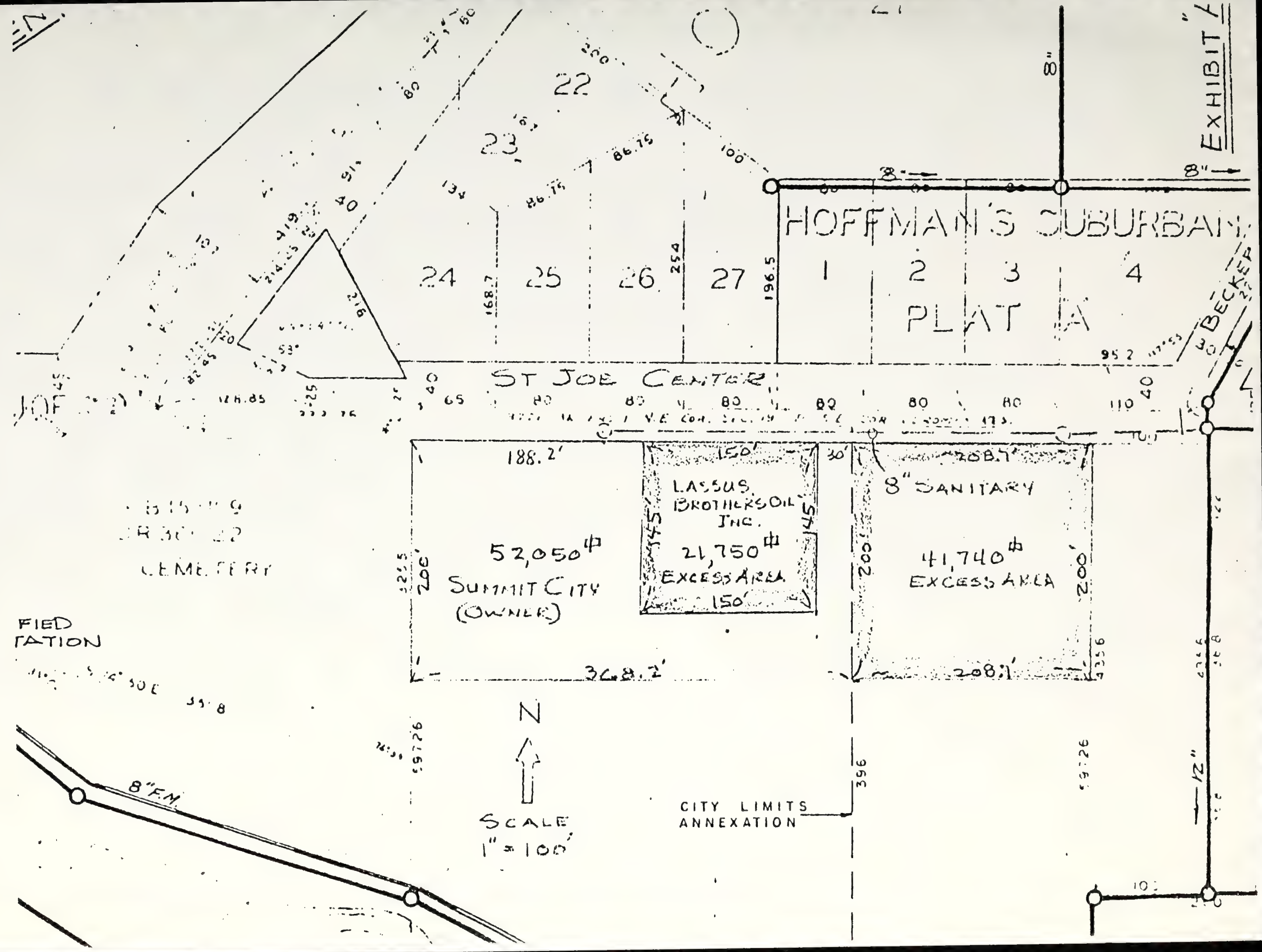
My Commission Expires:

Resident of Allen County

L. SETTIMI McMAHON
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES MARCH 2, 1988
ISSUED THRU INDIANA NOTARY ASSOC.

This instrument prepared by:
C. Duane Embury, P.E., City Engineer
CITY OF FORT WAYNE

EXHIBIT "



HOFFMAN'S SUBURBAN
PLAT A
1
2
3
4
22
23
24
25
26
27
ST JOE CENTER
BECKER
52,050#
SUMMIT CITY
(OWNER)
LASSUS BROTHERS OIL INC.
21,750#
EXCESS AREA
41,740#
EXCESS AREA
8" SANITARY
188.2'
368.2'
200'
150'
145'
208.1'
30'
396
168.7
254
196.5
216
8"
12"
8" F.M.
CEMETERY
FIED
TATION
N
SCALE
1" = 100'
CITY LIMITS
ANNEXATION

RESOLUTION 74-28-11

WHEREAS, WILLIAM ARTHUR JUNK, MARY JANE JUNK and the NEW YORK, CHICAGO and ST. LOUIS RAILROAD have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public right-of-way situated in Fort Wayne, Allen County, to-wit:

> Beginning at a point which is the intersection of the Westerly line of Webster Street, sixty-six (66) feet wide as now established and the southerly line of Superior Street; thence south eleven degrees, forty-eight minutes, four and six tenths seconds east along the said westerly line of Webster Street, a distance of one hundred thirty-four and twelve one hundreths (134.12) feet to a point; thence northeasterly across Webster Street, a distance of sixty-six and sixty-four one hundreths (66.64) feet to a point in the easterly line of Webster Street that is twenty-five and thirteen one hundreths (25.13) feet northerly from the southwest corner of sublot number six in Block 3 of Ewings Addition to the City of Fort Wayne, the same being measured along the said easterly line of Webster Street; thence north eleven degrees, forty-eight minutes, four and six tenths seconds east along the said easterly line of Webster, a distance of one hundred twenty-four and seventy-three one hundreths (124.73) feet to a point in the southerly line of Superior Street; thence west parallel with the southerly line of Superior Street a distance of sixty-six (66) feet to the point of beginning;

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public right-of-way has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public right-of-way hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public right-of-way hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public right-of-way or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held April 25, 1984 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 25th DAY OF April 19 84

FORT WAYNE BOARD OF PUBLIC WORKS

David J Kiest

David J. Kiester, Chairman

Betty R. Collins, ~~Member~~

Frank W. Heyman, Member

#1 74-27 05
4-25-84

AGREEMENT FOR PROFESSIONAL SERVICES

THIS AGREEMENT, made this 25th day of April, 1984, by and between the City of Fort Wayne, Indiana, acting by and through its Board of Public Works, hereinafter referred to as "the City"; and Bonar & Associates, Inc., consulting engineers, 616 South Harrison Street, Fort Wayne, IN 46802, hereinafter referred to as "the Engineer",

WHEREAS, City is responsible for the planning, construction, operation and maintenance of drainage and flood control facilities, and

WHEREAS, the City has adopted a Flood Control Protection Plan for Fort Wayne and Allen County dated 1982, and

WHEREAS, the City is attempting to implement said Plan in phases, and

WHEREAS, the City needs professional consulting services to assist them in implementing said Master Plan and providing other activities in the area of drainage and flood control, and

WHEREAS, Engineer is experienced in the planning, design, construction, operation and maintenance of drainage and flood control facilities, and

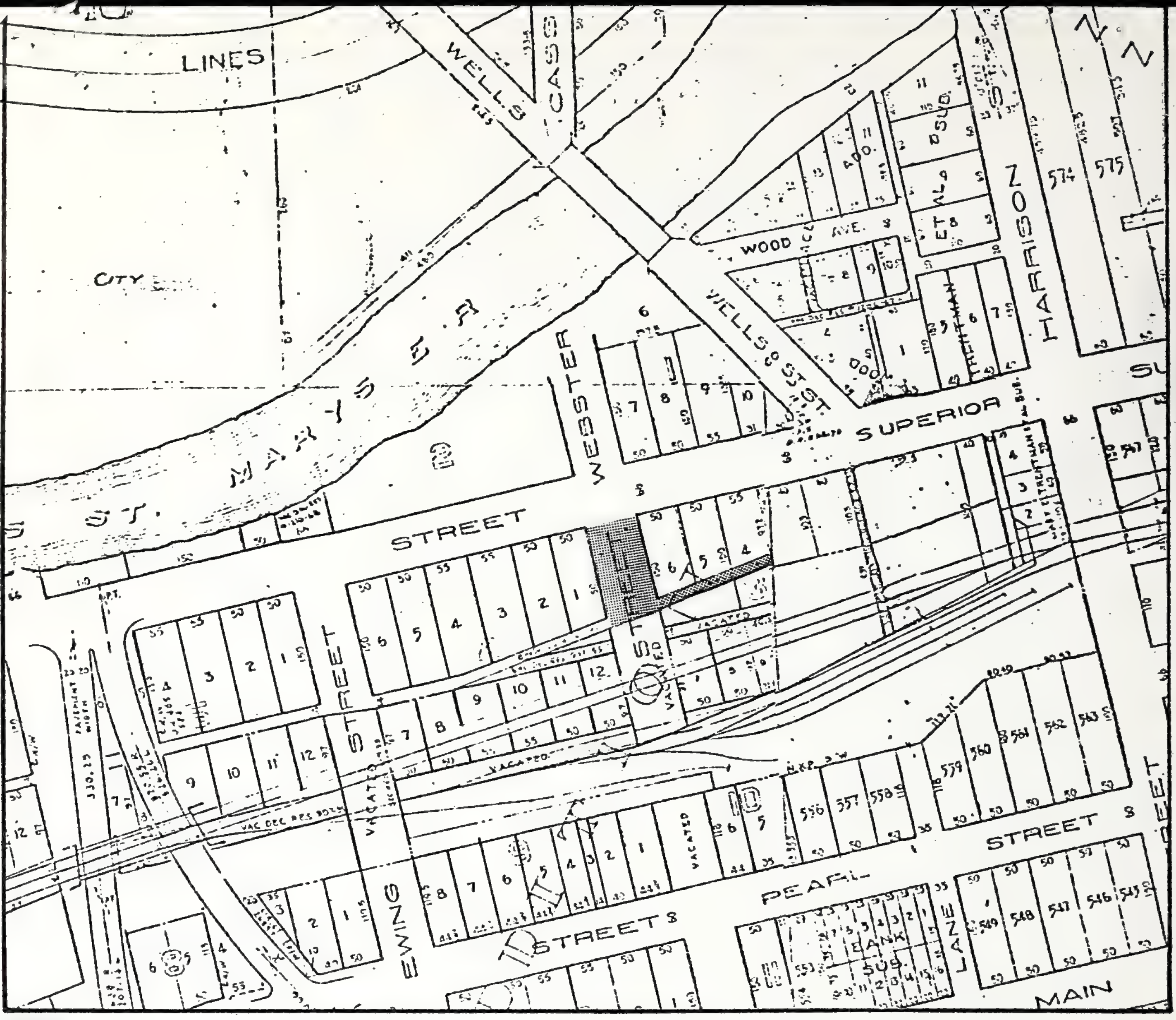
WHEREAS, City desires to employ Engineer for the purpose of providing professional services to City, and

WHEREAS, it is the purpose of this agreement to set forth the terms and conditions of said employment.

NOW, THEREFORE, the City and Engineer mutually agree as follows:

SECTION 1 - ENGINEER'S SERVICES

City hereby employs Engineer to provide professional services to assist City in its planning, design, construction, operation and maintenance of its drainage and flood control facilities. The scope of services to be provided by Engineer to City shall be amended from time to time as defined by the Chairman of the Board of Public Works. Initially, the scope of services


LINES
WELLS
CASS
CITY
ST. MARYS R.
WEBSTER
STREET
SUPERIOR
WELLS ST.
WOOD AVE.
HARRISON
STREET
EWING
VACATED
PEARL
STREET
STREETS
LANE
BANK
MAIN

▨ A PETITION TO VACATE THE ABOVE DESCRIBED PORTION OF STREET AND ALLEY.

MAP NO. L-6

6-84-04-05

1-4-84

74-28-11

4-25-84

shall include:

1. Assistance to City in the implementation of the 1982 Fort Wayne/Allen County Flood Control Plan including but not limited to preparation and testimony before the Dept. of Natural Resources in reference to the proposed Allen County Conservancy District.

2. Channel improvements to the St. Joseph, St. Mary's and Maumee Rivers from their confluence to Anthony Boulevard including but not limited to completion of engineering plans, specifications and permit applications and approval from the Corps of Army Engineers and the Indiana Dept. of Natural Resources.

When City desires additional services from Engineer, the Chairman of the Board of Public Works shall notify Engineer and set forth the scope of services desired as well as the time frame in which services are to be rendered.

SECTION 2 - CITY'S RESPONSIBILITIES

City shall:
2.1 Provide all criteria and full information as to City's requirements and designate a person with authority to act on City's behalf in all matters concerning the assignment.

2.2 Furnish to Engineer all existing studies, reports and other available data and services of others pertinent to the assignment, and obtain additional reports and data as required; and Engineer shall be entitled to rely upon all such information in performing services hereinunder.

2.3 Arrange for access and to make all provisions for Engineer to enter upon public and private property as required for Engineer to perform services hereunder.

SECTION 3 - COMPENSATION

3.1 As full compensation for services performed by the Engineer hereunder, the City shall pay to Engineer the following as compensation.

3.1.1 The hourly wage for the Engineer's personnel working on assignments times 2.5 to cover for Engineer's overhead. Said multiplier shall cover all of Engineer's overhead including office expenses, printing, payroll costs, rent, insurance, and travel within the Fort Wayne area.

3.1.2 For travel costs other than the Fort Wayne area, Engineer shall be reimbursed at cost plus 10%.

3.1.3 If additional professional services are required and Engineer needs to hire outside sources for performance of same, then Engineer shall be reimbursed for the cost of such outside services plus 10%, provided, VACATION: The vacation of Webster Street from Superior Street to its southern terminus.

Vacation of the first alley south of Superior Street from the east property line of Webster Street to its eastern terminus.

ENGINEERING COMMENTS:

1. Water Engineering - The water utility has an existing 12" feeder main on this street approximately 26' east of the west property line of Webster. An easement will be required in event of vacation and a covenant restricting construction of any building over the main. No easement required in alley.

2. Traffic Engineering - No objection at this time.

3. W.P.C.E. - The full width of the street should be reserved as easement for sewer purposes, however the alley is of no importance to W.P.C.E.

4. Street Engineering - OK to vacate.

5. Park Board - OK to vacate.

6. Street Lighting - OK to vacate.

The vacation of Webster Street from Superior Street to its southern terminus.

1. NIPSCO - Yes, we do require an easement.

2. I&M - Yes, we do require an easement for existing facilities. REMARKS: The west 14 feet and the east 14 feet of said Webster Street.

3. Cox Cable - Yes, we do require an easement for existing facilities.

4. GT&E - No, we do not require an easement.

Vacation of the first alley south of Superior Street from the east property line of Webster Street to its eastern terminus.

NIPSCO; I&M; Cox Cable & GT&E - Do not require an easement.

74-28-11
4-25-84

however, no such outside services shall be obtained without the prior approval of City.

3.1.4 Total compensation to be paid by City to Engineer for services rendered under this agreement shall not exceed Five Thousand Dollars ($5,000.00) unless otherwise approved by City.

3.1.5 Engineer's above charges are based on the prompt payment of bills rendered and continuous progress of the work on the assignment.

3.1.6 City shall pay Engineer for services rendered within thirty (30) days after receiving Engineer's bill.

SECTION 4 - MISCELLANEOUS

4.1 The obligation to provide services under this agreement may be terminated by City or Engineer with or without cause upon seven (7) days' written notice to the other party. In the event of termination, Engineer will be paid for all services rendered to date of termination and will be paid other expenses, as herein provided, incurred to date of termination.

4.2 City and Engineer and their respective partners, successors, executors, administrators, assigns and legal representatives of each are bound by this agreement to the other party to this agreement, and to the partners, successors, executors, administrators, assigns and legal representatives of such other party in all respects of all covenants, agreements and obligations of this agreement.

4.3 Nothing contained herein shall be construed to give any rights or benefits hereinunder to anyone other than City or Engineer.

4.4 The relationship of the parties hereto shall be as provided for in this agreement, and the Engineer shall in no fashion be deemed to be an employee of the City. In that regard, the Engineer and all of Engineer's personnel, employees, agents, contractors, consultants, and the like shall not be employees of the City. Furthermore, the Engineer shall have all responsibility to pay all of its employees, consultants, agents, contractors, and the like including but not limited to, social security contributions, unemployment, workmens compensation tax, and any other benefits, and the City shall not be responsible for same, but rather the compensation to be paid hereunder by City to the Engineer shall be the full compensation and moneys required of the City. Furthermore, the Engineer shall cause all of its bills to be paid promptly and shall not cause any claims, mechanics' liens, or the like to be placed against the City or any of its property for any work performed hereinunder by the Engineer or anyone hired or utilized by the Enginer.

4.5 It is acknowledged and agreed that this agreement confirms prior written authorization given by City to Engineer; and, therefore, said agreement shall be effective on February 1, 1984.

BOARD OF PUBLIC WORKS
1984 APR 24 PM 3: 07

IN WITNESS WHEREOF, the parties hereto have made and executed this agreement on the day and year first written above.

CITY
CITY OF FORT WAYNE, INDIANA

Its Board of Public Works

ATTEST:
Helen D. Gockenour

ENGINEER
BONAR & ASSOCIATES, INC.
Ronald L Bonar
Ronald L. Bonar, President

ATTEST:
Rita A. Steer

APPROVED AS TO FORM & LEGALITY

City Attorney
ASSOCIATE CITY ATTORNEY

Exhibit "B"

Description Lot Number	Benefited Area-Square Footage	Cost/sq.ft. Local Benefited Area	Cost/sq.ft. Area Connection Fee*	Local Charge	Area Connection Fee*	Total Co Per Benefited Ar
1	34,686	.0756316	.0160698	2623.36	557.40	3180.76
2	16,787	.0756316	.0160698	1269.63	269.76	1539.39
3	22,037	.0756316	.0160698	1666.69	354.14	2020.83
4	22,037	.0756316	.0160698	1666.69	354.14	2020.83
5	16.787	.0756316	.0160698	1269.63	269.76	1539.39
6	17,500	.0756316	.0160698	1323.55	281.22	1604.77
7	17,186	.0756316	.0160698	1299.80	276.18	1575.98
8	17,186	.0756316	.0160698	1299.80	276.18	1575.98
9	17,500	.0756316	.0160698	1323.55	281.22	1604.77
10	16,787	.0756316	.0160698	1269.63	269.76	1539.39
11	22,037	.0756316	.0160698	1666.69	354.14	2020.83
12	25,877	.0756316	.0160698	1957.12	415.84	2372.96
13	19,987	.0756316	.0160698	1511.65	221.19	1832.84
14	17,700	.0756316	.0160698	1338.68	284.40	1623.08
15	18,800	.0756316	.0160698	1421.88	302.11	1723.99
17	40,000	.0756316	.0160698	3025.27	642.79	3668.06
18	57,600	.0756316	.0160698	4356.38	925.62	5282.00
	400,494			$30,290.00	$6435.85	$36,725.85

Lots 1 thru 15 are developer's lots.

Local Charges noted, confirmed as part of local cost.

$$\frac{\$30,290.00}{400,494\text{ sq.ft.}} = \$0.0756316/\text{sq.ft.}$$

*Area Connection Fees noted, per lot, due to City of Fort Wayne.

$$\frac{\$700\text{ per acre}}{43,560\text{ sq.ft./acre}} = \$0.0160698/\text{sq.ft.}$$

74-27-04

4-25-84

ESTIMATE OF QUANTITIES

RES. NO. 59[illegible] - 1984

STREET ENGINEERING DEPT.
CITY OF FORT WAYNE
DATE :

W.O. # ______
Center Line Length ______
Property Frontage ______

Project Name: Demolition Old City Utilities Bldg. (308 E. Berry St.)

ITEM NO.	ITEM	QUANTITY	UNIT	UNIT COST $	UNIT COST ¢	AMOUNT $	AMOUNT ¢
1.	Building Demolition & Disposal	L.S.					
2.	Special Compacted Bckfill & Site Clean-up	L.S.					
	SUB TOTAL						
	ALTERNATE I						
1.	Total Removal of Foundation Walls, Footings, & Floor	L.S.					
	SUB TOTAL						
	ALTERNATE II						
1.	Salvage of All Stone Work, Such as Coping, Corner Stones Stone Lintels & Foundation Stone	L.S.					
	SUB TOTAL						
	ALTERNATE III						
1	Break Out Bottom of Cistern & Fill	L.S.					
	SUB TOTAL						
	GRAND SUB TOTAL						
	Sub Total						
	Engineering & Inspection 10%						
	Total Estimated Cost						

Note :

Sheet 1 of 1

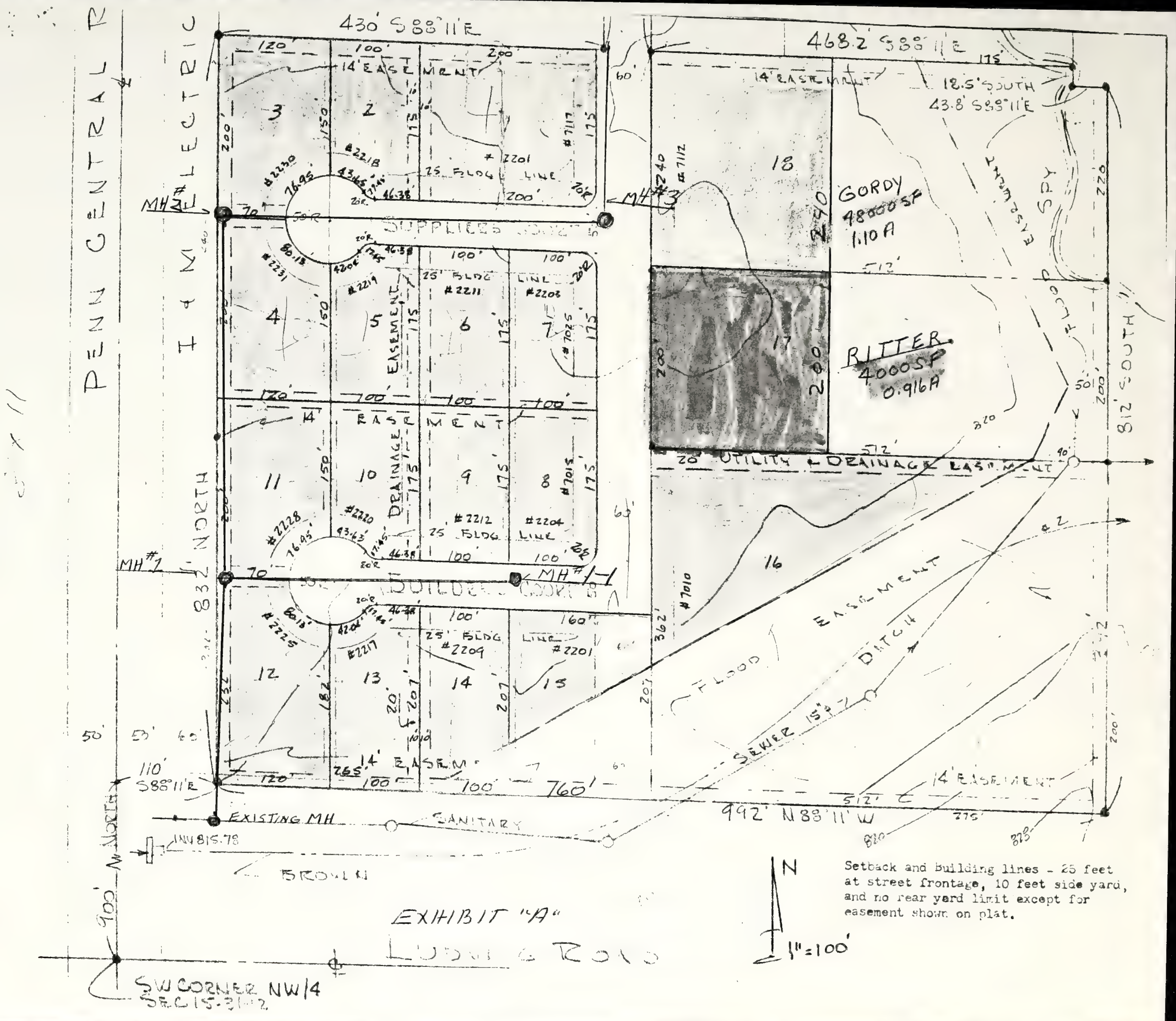

PENN CENTRAL R
I & M ELECTRIC
430' S88°11'E
468.2 S88°11'E
832 NORTH
812' SOUTH
992' N88°11'W
760'
MH#1
MH#2
MH#3
MH#1-1
SUPPLIERS
BUILDERS
DRAINAGE EASEMENT
14' EASEMENT
25' BLDG LINE
20' UTILITY & DRAINAGE EASEMENT
FLOOD EASEMENT
SEWER 15"
DITCH
SPY
18.5' SOUTH
43.8' S88°11'E
110' S88°11'E
EXISTING MH
SANITARY
INV 815.78
BROWN
LUDWIG ROAD
900' N NORTH
SW CORNER NW/4 SEC 15-31-12
GORDY 48000 SF 1.10 A
RITTER 40000 SF 0.916 A
1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18
N
1"=100'

EXHIBIT "A"

Setback and building lines - 25 feet
at street frontage, 10 feet side yard,
and no rear yard limit except for
easement shown on plat.

Exhibit "B"

Description Lot Number	Benefited Area-Square Footage	Cost/sq.ft. Local Benefited Area	Cost/sq.ft. Area Connection Fee*	Local Charge	Area Connection Fee*	Total Co Per Benefited Ar
1	34,686	.0756316	.0160698	2623.36	557.40	3180.76
2	16,787	.0756316	.0160698	1269.63	269.76	1539.39
3	22,037	.0756316	.0160698	1666.69	354.14	2020.83
4	22,037	.0756316	.0160698	1666.69	354.14	2020.83
5	16.787	.0756316	.0160698	1269.63	269.76	1539.39
6	17,500	.0756316	.0160698	1323.55	281.22	1604.77
7	17,186	.0756316	.0160698	1299.80	276.18	1575.98
8	17,186	.0756316	.0160698	1299.80	276.18	1575.98
9	17,500	.0756316	.0160698	1323.55	281.22	1604.77
10	16,787	.0756316	.0160698	1269.63	269.76	1539.39
11	22,037	.0756316	.0160698	1666.69	354.14	2020.83
12	25,877	.0756316	.0160698	1957.12	415.84	2372.96
13	19,987	.0756316	.0160698	1511.65	221.19	1832.84
14	17,700	.0756316	.0160698	1338.68	284.40	1623.08
15	18,800	.0756316	.0160698	1421.88	302.11	1723.99
17	40,000	.0756316	.0160698	3025.27	642.79	3668.06
18	57,600	.0756316	.0160698	4356.38	925.62	5282.00
	400,494			$30,290.00	$6435.85	$36,725.85

Lots 1 thru 15 are developer's lots.

Local Charges noted, confirmed as part of local cost.

$$\frac{\$30,290.00}{400,494\ \text{sq.ft.}} = \$0.0756316/\text{sq.ft.}$$

*Area Connection Fees noted, per lot, due to City of Fort Wayne.

$$\frac{\$700\ \text{per acre}}{43,560\ \text{sq.ft./acre}} = \$0.0160698/\text{sq.ft.}$$

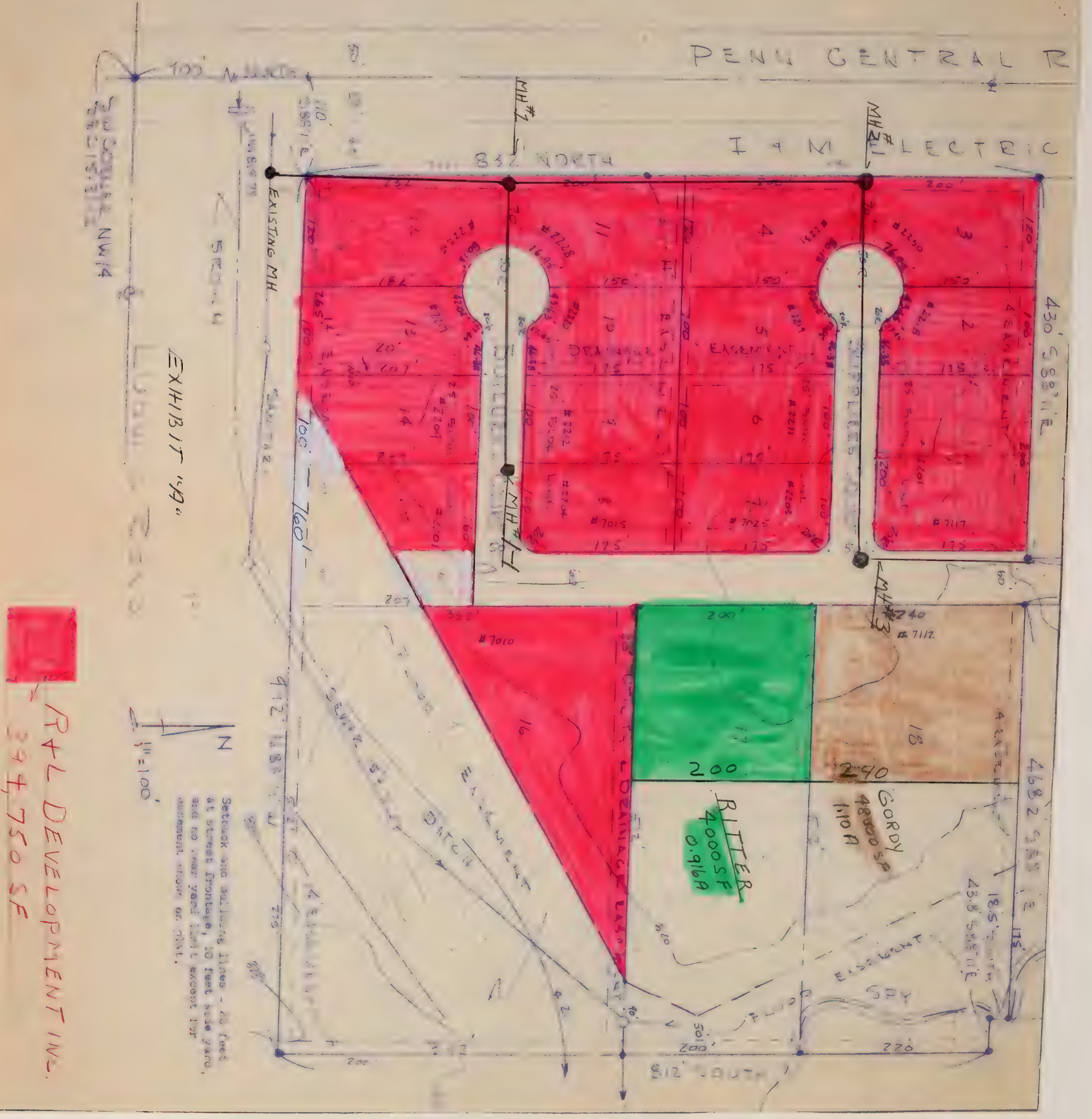


EXHIBIT "A"

🟥 R&L DEVELOPMENT INC.
394,750 SF
9.06 ACRE

Setback and building lines - 20 feet at street frontage, 10 feet side yard, and no rear yard limit except for easement shown on plat.

PENN CENTRAL R
I & M ELECTRIC
832 NORTH
812 SOUTH
MH #1
MH #2
MH #3
MH #4
EXISTING MH
DRAINAGE EASEMENT
EASEMENT
SEWER DITCH
FLOOD
SPY
RITTER
4000 SF
0.916A
GORDY
48000 SF
1.10A
#7010
#7015
#7025
#7117
#7112
430' S88°E
468.2 S88°E
760'
1"=100'
N
200
240
175
150

Form [illegible]

74-27-04
4-25-84
H1

Improvement Resolution

FOR CURB AND SIDEWALK

No. 5997 - 1984

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to ~~improve~~ demolish buildings, structures, and clearing site located at 308 East Berry Street, known as "City Utilities Building"; more particularly located on Lot 66, County Addition, and Lot 1 of Hanna Addition.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid by City of Fort Wayne from Fund No. 167 (Land Sale Fund).

Adopted, this 25th *day of* April, 1984

ATTEST: Helen O. Gochenour
Secretary & Clerk

BOARD OF PUBLIC WORKS:

74-26-21
4-18-84
H1

84-003134

SEWER MAINTENANCE AGREEMENT

THIS AGREEMENT by and between **RKO BOTTLERS OF FORT WAYNE, INC.**, hereinafter referred to as **"RKO,"** and the **CITY OF FORT WAYNE, INDIANA**, acting by and through its **Board of Public Works**, hereinafter referred to as **"CITY,"**

WITNESSETH:

WHEREAS, "RKO" is the owner of all land abutting on and adjoining Cass Street between Second Street and 150 feet South of First Street and First Street between the first alley West of Cass Street and the first alley East of Cass Street, in the City of Fort Wayne, Allen County, Indiana, and,

1984 APR 25 PM 2:00
ALLEN COUNTY RECORDER

WHEREAS, the vacation of the aforementioned portion of Cass Street and First Street has been determined to be in the best interest of all parties by **"RKO,"** the Fort Wayne City Plan Commission and the Common Council of the City of Fort Wayne, Indiana; and,

WHEREAS, there is located within said described Cass Street and First Street storm sewer facilities servicing exclusively land owned by **"RKO;"**

NOW, THEREFORE, it is agreed among the parties in consideration of the foregoing and of the mutual consideration hereinafter contained as follows:

1. **"RKO"** agrees to assume and does hereby assume the full responsibility for the maintenance, repair and any necessary reconstruction of any and all storm sewer facilities now located in Cass Street and First Street as hereafter described.

2. The sewers which are subject to this agreement are those sewers extending from manhole located in First Street through Cass Street to the Eastern terminus of said sewers located in the first alley East of Cass Street.

3. **"CITY"** agrees to deliver responsibility for such maintenance, repair or reconstruction to **"RKO"** and to continue acceptance of storm water discharge on the same basis as from other sewers maintained by the **"CITY"** itself.

4. This agreement shall be binding upon any successor to **"RKO"** who purchases facilities served by said sewers.

DULY ENTERED FOR TAXATION
APR 25 1984
AUDITOR OF ALLEN COUNTY

WPCE Box

4-18-84

H(

BOARD OF PUBLIC WORKS
CONTRACT FOR SPECIAL LEGAL SERVICES

THIS AGREEMENT, made and entered into between

CITY UTILITIES of the City of Fort Wayne, Indiana, acting through and by its BOARD OF PUBLIC WORKS, hereinafter called "UTILITY", and

SNOUFFER, HALLER & COLVIN, attorneys having their offices at 2000 Fort Wayne Bank Building, Fort Wayne, Indiana, hereinafter called "ATTORNEYS"

WITNESSETH:

The UTILITY requires specialized legal services related to the following matters:

1. The review of suit documents, including proceedings supplemental to execution, and representation of the UTILITY in small claims actions initiated by the UTILITY, generally in the Allen Superior Court Small Claims Division.

2. The review and execution of Answers to Mortgage foreclosure proceedings wherein the UTILITY has been named as a Defendant, in order that lien rights of the UTILITY be preserved.

3. The review and execution of Notices of Appearances, wherein the Attorneys will enter their appearance on behalf of the UTILITY in Mortgage foreclosure proceedings wherein the UTILITY has been named as a Defendant, in order that lien rights of the UTILITY be preserved.

The ATTORNEYS represent that they are familiar with and capable of performing the services required by the UTILITY.

114-20-81
4-18-84

IN WITNESS WHEREOF we have subscribed our hands and seals this 11th day April of 1984.

RKO BOTTLERS OF FORT WAYNE, INC.

By Robert C Conti Jr

ATTEST:

Natalie Dunnuck

BOARD OF PUBLIC WORKS

David Kiester
David J. Kiester, Chairman

Betty R. Collins, Member

Frank Heyman, Member

ATTEST:

Helen D. Gochenour, Clerk

R J Snouffer
ASSOCIATE CITY ATTORNEY

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personall appeared ROBERT CONTI JR. and ____________________, respectively of RKO BOTTLERS, **OF FORT WAYNE, INC.**, and acknowledged the execution of the above and foregoing Sewer Maintenance Agreement as their free and voluntary act as the duly authorized officers of said corporation.

WITNESS my hand and notarial seal this 17 day of APRIL, 1984.

Harry L. Howenstein Jr.
Notary Public

My Commission Expires:

Dec 11, 1984

STATE OF INDIANA)
)SS
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State personally appeared David J. Kiester, Chairman, Betty R. Collins, Member and Frank Heyman, Member, and acknowledged the execution of the foregoing Sewer Maintenance Agreement as their free and voluntary act as the duly authorized Members of the Board of Public Works of the City of Fort Wayne, Indiana, for the uses and purposes therein stated.

L. Settimi McMahon
Notary Public

My Commission Expires:

L. SETTIMI McMAHON
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES MARCH 2, 1983
ISSUED THRU INDIANA NOTARY ASSOC.

This instrument prepared by:
C. Duane Embury, P.E., Chief
Water Pollution Control Engineer
CITY OF FORT WAYNE

74-25-10
4-18-84
#1

THEREFORE the parties agree that in consideration of the sum of Three thousand six hundred and no/100 Dollars ($3,600.00), payable monthly in installments of Three hundred Dollars ($300.00) each, upon presentation of a claim therefore, the UTILITY engages ATTORNEYS to perform the required services, and the ATTORNEYS agree to provide personnel as is necessary to adequately and fully perform the required services.

FURTHER, the parties agree, that from time to time, the ATTORNEYS may, subject to the approval of the Corporation Counsel, and the execution of an additional contract therefor, provide other related services. It is intended that this contract covers the type and extent of services performed heretofore at the monthly rate of $300.00, and shall not subject ATTORNEYS to extensive trial time, document preparation, file maintenance or correspondence.

Executed and dated this 18th day of April, 1984

CITY UTILITIES OF THE CITY OF
FORT WAYNE, INDIANA, by its
BOARD OF PUBLIC WORKS

David

SNOUFFER, HALLER & COLVIN

By Stephen E.

RESOLUTION NO. 74-22-06

AREA CONNECTION FEE

FOR

JUNK DITCH SERVICE AREA

WHEREAS, the **Board of Public Works of the City of Fort Wayne, Indiana,** has caused to be installed the JUNK DITCH INTERCEPTOR and its collection sewers, (Federal Grant C-180599-01, C-180599-05 and C-180599-09), more commonly known as Sewer Resolutions 341-80, 342-80, 345-80, 347-80, 348-80, 349-80 350-80, 351-80 and 352-80. Said sanitary sewer interceptor system and its collector sewers have been oversized to accommodate additional sanitary sewer extensions and connection fees from future users, and,

WHEREAS, the **Board of Public Works** has caused certain capital improvements to both its Water Pollution Control Plant (Federal Grant C-180538-01), Divisions I, II, and III, and Advanced Wastewater Treatment (Federal Grant C-180774-03) and Infiltration Inflow Study and Systems Evaluation (Federal Grant C-180775-01), which improvements were to increase the capacity and further improve said facilities to accommodate the additional sewage flows from the Junk Ditch Service Area, and,

WHEREAS, the **Board of Public Works** has caused oversizing on certain capital improvement projects more commonly known as Engle Ridge Sewer Extension (Instrument #74-11170), and Ardmore-Covington Sewer Extension, Resolution 304-78. Said projects were oversized to accommodate additional sanitary sewer extensions and connection fees from future users, and,

WHEREAS, the **Board of Public Works** had previously set certain area connection fees for capital improvement projects known as the Westmoor Interceptor Resolution Nos. 182 and 184, Magnavox sewer and the Hadley Road Industrial Complex as recorded by Instrument #75-20602 under Resolution 62-267-18. Said capital improvement projects were sized to accommodate additional sewage flows from the Junk Ditch Service Area, and,

4-4-84

H1

RESOLUTION 74-18-09

WHEREAS, Petrusco Realty, and J&D Management Corporation have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley in Fort Wayne, Allen County, to wit:

> The first north-south alley lying west of Sherman Boulevard from the south right-of-way line of Clayton Avenue to the north right-of-way line of West State Boulevard, being more particularly described as follows:
>
> Beginning at the northwest corner of Lot 17 in Lillie Place Addition; thence south along the west boundary lines of Lots 17, 18 and 19 in Lillie Place Addition to the north right-of-way line of West State Boulevard; thence west along said right-of-way line to the southeast corner of Lot 2 Clayton Place Addition; thence north along the east boundary lines of Lots 2 and 1 in Clayton Place Addition to the south right-of-way line of Clayton Avenue; thence east along said right-of-way line to the point of beginning ("Alley")

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Section 36-7-4-512; and,

WHEREAS, notice of public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public alley has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board, and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public alley hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held 4/4 1984 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 4th DAY OF April 19 84

FORT WAYNE BOARD OF PUBLIC WORKS

David Kiest
Chairman, David J. Kiester

Betty R Collins
Member, Betty R. Collins

Member, Frank W. Heyman

WHEREAS, it is contemplated the existing Flaugh Ditch Pump Station more commonly known as the Magnavox Pump Station will reach capacity and require continuation of the interceptor project from said Pump Station to a gravity sanitary interceptor on U.S. 24, and,

WHEREAS, it is the intent of this Resolution to establish one (1) applicable area connection fee within the Junk Ditch Service Area, and,

NOW, THEREFORE, it is RESOLVED by the **Board of Public Works**, that:

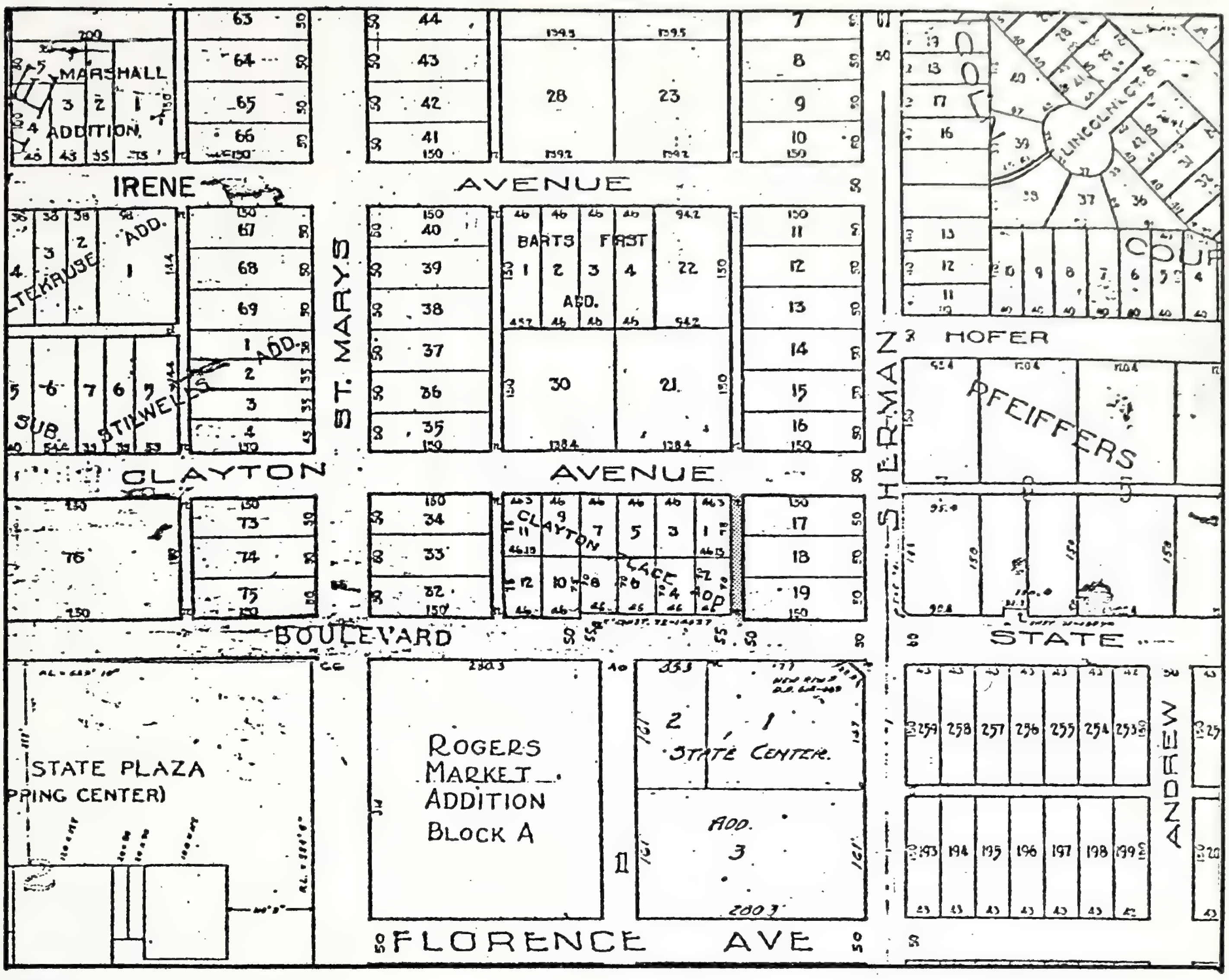
1. Within the Junk Ditch Service Area, as shown on Exhibit "A" all existing area connection fees previously established by Resolution of the **Board of Public Works** are hereby rescinded and only the area connection fees hereinafter established shall be applicable.
2. All future users of the sanitary sewer system within the Junk Ditch Service Area whether by either a direct tap or construction of a lateral or extension thereto, shall pay their fair pro-rata share which has been determined and established to be as follows:

   A. AREA CONNECTION FEES

   A fee of **Seven Hundred ($700.00) Dollars** per acre for any area which hereinafter desires sanitary service, exclusive of public streets, parks, railroad rights-of-way, and designated floodway/flood prone area.

   B. ADJUSTMENTS TO AREA CONNECTION FEES

   1. The **Board of Public Works** reserves the right to adjust the above area connection fee for instances in which the **Board** deems special conditions require such adjustments.
   2. The area connection fees set forth above shall be adjusted annually to reflect inflationary increases. Adjustments shall be equal to the percentage increase of the Consumer's Price Index as published by the Department of Labor. The **Board of Public Works** shall increase said rates by the 15th day of February each calendar year based upon the increase in the Consumer's Price Index for the previous year.


IRENE
AVENUE
CLAYTON
AVENUE
BOULEVARD
FLORENCE
AVE
ST. MARYS
SHERMAN
HOFER
PFEIFFERS
STATE
ANDREW
MARSHALL ADDITION
STILWELLS ADD.
SUB.
BARTS FIRST ADD.
CLAYTON PLACE ADD.
STATE PLAZA
PPING CENTER)
ROGERS MARKET ADDITION BLOCK A
STATE CENTER ADD.
LINCOLN CT.
COUR

▨ A PETITION TO VACATE THE ABOVE DESCRIBED PORTION OF ALLEY.

MAP NO. K-18

G-84-03-13

12-22-83

Said adjustment shall prevail until otherwise prescribed by the Board of Public Works.

3. the Board of Public Works has previously established a tap-in fee pursuant to Resolution 71-146-10 adopted on 16 December 1981, which has applicability to certain portions of the Junk Ditch Service Area. The fees therein shall remain applicable in lieu of the Area connection fee established in paragraph 2 hereof.

4. The normal sewer tap permit and monthly user's charge shall be paid in addition to the above-stated area connection fee.

ADOPTED this 11th day of April, 1984.

BOARD OF PUBLIC WORKS
David J Kiest
David J. Kiester, Chairman

Betty R. Collins, Member

Frank Heyman, Member

ATTEST:
Helen Gochenour
Helen Gochenour, Clerk

APPROVED as to form and legality:
R L Snouffer
Richard L. Snouffer, Associate
City Attorney
ASSOCIATE CITY ATTORNEY

This instrument prepared by:
C. Duane Embury, P.E., Chief
Water Pollution Control Engineer
CITY OF FORT WAYNE

ALLEY VACATION - The first n/s alley lying west of Sherman Boulevard from the south r/w line of Clayton Avenue to the north r/w line of West State Boulevard.

ENGINEERING COMMENTS:

1. W.P.C.E. - Need full width of alley for sewer easements.

2. Street Engineering - Because of a sidewalk encroachment we are requesting 5 feet of additional r/w off the south portion of Lot #19 prior to vacation.

3. Street Lighting - Ok to vacate.

4. Traffic Engineering - No objection.

5. Park Board - Ok to vacate.

6. Water Engineering - Ok to vacate.

7. GT&E - Yes, we do require an easement for existing facilities.
REMARKS: Existing facilitiy on joint pole line.

8. I&M - Yes, we do require an easement for existing facilities.

9. Cox Cable - Yes, we do require an easement for existing facilities.

10. NIPSCO - No, we do not require an easement. REMARKS: No facilities - gas mains are in this alley.

BOARD OF PUBLIC WORKS
1984 MAR 30 AM 9: 07

Dave Anderson

VACATION ROUTING FORM

ETURN TO: Gary Baeten/City Plan Commission - Room # 830

LEASE CHECK AND APPROVE, OR LIST BELOW, ADDITIONAL REQUIREMENTS..................

ATE ROUTED 2/27/84

AP ATTACHED ____________

ESCRIPTION Portions of Cass Street and First Street.

____ TRAFFIC ENGINEERING ____________

2/27/84 STREET ENGINEERING Glen M Anderson

____ WATER ENGINEERING ____________

____ W.P.C.E. ____________

____ STREET LIGHTING (Electrical) ____________

____ PARK BOARD ____________

____ [redacted] ____________

UTILITIES

I & M. ____________

NIPSCO ____________

GEN. TEL. ____________

Citizen's Cable ____________

OMMENTS AND RECOMMENDATIONS

1. Petition should be signed by Melvin A. + Louise M Schott also Louis E + Mary Green
This Vacation creates three deadend streets, these streets should have Cul-De Sac added to them
Max E Van Camp

2. SECOND STREET MUST BE IMPROVED !

Wick

Duane Embury

VACATION ROUTING FORM

ETURN TO: Gary Baeten/City Plan Commission - Room # 830

LEASE CHECK AND APPROVE, OR LIST BELOW, ADDITIONAL REQUIREMENTS..................

ATE ROUTED 2/27/84

AP ATTACHED ______

ESCRIPTION Portions of Cass Street and First Street.

___ TRAFFIC ENGINEERING ______

___ STREET ENGINEERING ______

___ WATER ENGINEERING ______

___ W.P.C.E. C Wickensheimer

___ STREET LIGHTING (Electrical) ______

___ PARK BOARD ______

___ [redacted] ______

UTILITIES

I & M. ______

NIPSCO ______

GEN. TEL. ______

Citizen's Cable ______

OMMENTS AND RECOMMENDATIONS

The public storm sewer @ the intersection of Cass Street and First Street will serve RKO only therefore the attached Sewer Appurtenance Agreement should be exicuted.

3/6/84 C. WICKENSHEIMER 427-1143
Ext. 4726

cc. Carl O'Neil

Steve Hiatt

VACATION ROUTING FORM

ETURN TO: Gary Baeten/City Plan Commission - Room # 830

LEASE CHECK AND APPROVE, OR LIST BELOW, ADDITIONAL REQUIREMENTS..................

ATE ROUTED 2/27/84

AP ATTACHED ______

ESCRIPTION Portions of Cass Street and First Street.

___ TRAFFIC ENGINEERING ______

___ STREET ENGINEERING ______

___ WATER ENGINEERING ______

___ W.P.C.E. ______

___ STREET LIGHTING (Electrical) ______

___ PARK BOARD ______

___ [redacted] ______

UTILITIES

I & M. ______

NIPSCO ______

GEN. TEL. ______

Citizen's Cable ______

OMMENTS AND RECOMMENDATIONS

[illegible]8/84

VACATION ROUTING FORM

ETURN TO: Gary Baeten/City Plan Commission - Room # 830

LEASE CHECK AND APPROVE, OR LIST BELOW, ADDITIONAL REQUIREMENTS..................

ATE ROUTED 2/27/84

AP ATTACHED ______________

ESCRIPTION Portions of Cass Street and First Street.

____ TRAFFIC ENGINEERING ______________________

____ STREET ENGINEERING ______________________

____ WATER ENGINEERING ______________________

____ W.P.C.E. ______________________

____ STREET LIGHTING (Electrical) ______________________

____ PARK BOARD ______________________

____ [redacted] 2-29-84

UTILITIES

I & M. ______________

NIPSCO ____ ______________

GEN. TEL. ______________

Citizen's Cable ______________

OMMENTS AND RECOMMENDATIONS

Terry Atherton

RECEIVED
FEB 27 1984
FORT WAYNE WATER UTILITY
ENGINEERING DEPT.

VACATION ROUTING FORM

ETURN TO: Gary Baeten/City Plan Commission - Room # 830

LEASE CHECK AND APPROVE, OR LIST BELOW, ADDITIONAL REQUIREMENTS..................

ATE ROUTED 2/27/84

AP ATTACHED ____________

ESCRIPTION Portions of Cass Street and First Street.

RECEIVED
FEB 29 1984
FORT WAYNE
CITY PLANNING COMMISSION

____ TRAFFIC ENGINEERING ____________

____ STREET ENGINEERING ____________

____ WATER ENGINEERING ____________

____ W.P.C.E. ____________

____ STREET LIGHTING (Electrical) ____________

____ PARK BOARD ____________

____ [redacted] ____________

UTILITIES

I & M. ____________

NIPSCO ____________

GEN. TEL. ____________

Citizen's Cable ____________

OMMENTS AND RECOMMENDATIONS

2-28-84

The water Utility will require an easement to be retained on First St. and Cass St. for the portion of R/W fronting lots 50, 52 and 54.

Terry L. Atherton
Chief Water Engineer

VACATION ROUTING FORM

ETURN TO: Gary Baeten/City Plan Commission - Room # 830

LEASE CHECK AND APPROVE, OR LIST BELOW, ADDITIONAL REQUIREMENTS..................

ATE ROUTED 2/27/84

AP ATTACHED ______

ESCRIPTION Portions of Cass Street and First Street.

X TRAFFIC ENGINEERING Walt Stout 2-27-84

___ STREET ENGINEERING ______

___ WATER ENGINEERING ______

___ W.P.C.E. ______

___ STREET LIGHTING (Electrical) ______

___ PARK BOARD ______

___ [redacted] ______

UTILITIES

I & M. ______

NIPSCO ______

GEN. TEL. ______

Citizen's Cable ______

OMMENTS AND RECOMMENDATIONS

WE HAVE NO OBJECTION AT THIS TIME!

Memorandum

To Gary Baeten

Date 3/14/84

From Neighborhood Planning & Urban Design RH

Subject Vacation of portions of Cass & First STreets

COPIES TO:

D. Baker
D. Kane
T. Cain
R. Hossler

The Northwest Central Neighborhood Plan indicates the area of the proposed vacation of portions of Cass and First Streets to be appropriate for industrial expansion.

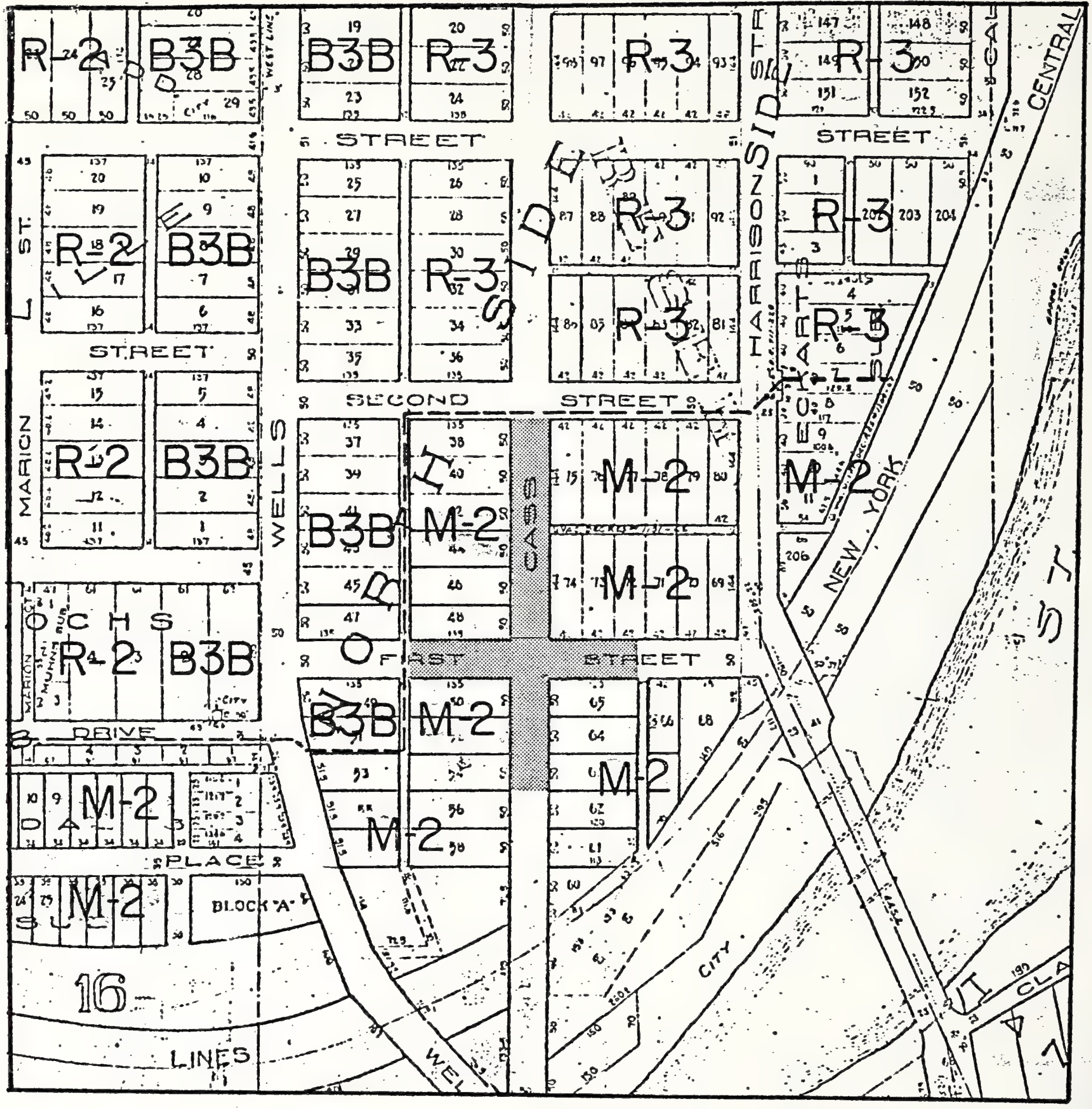
As it is likely that street vacation is only the first step in the process of changing current land uses and zoning, our concerns should be addressed at later stages.

Our two major concerns are truck traffic patterns and on-street/off-street parking and their impact on the surrounding neighborhood. The Commercial/Industrial routing procedure is the mechanism through which these issues should be addressed.

Truck traffic routes should be established in such a manner as to minimize the effect of plant expansion on the surrounding neighborhood.

The high density residential area north of the proposed vacation has limited off-street parking. The preliminary site plant that we reviewed does not indicate areas for employee parking. The potential to further crowd already congested on-street parking is a real possibility.

If the intent is to mitigate these problems through the Commercial/Industrial routing procedure, we are supportive of the vacation of portions of First and Cass Streets.


R-2
B3B
R-3
M-2
STREET
SECOND STREET
FIRST STREET
L ST.
MARION
WELLS
CASS
HARRISON ST.
NEW YORK
CENTRAL
OCHS
DRIVE
PLACE
BLOCK "A"
16
LINES
CITY
WEST LINE

▨ AN APPEAL TO VACATE PORTION OF A PUBLIC STREET.

6-84-03-12

MAP NO. L-10, M-10

BY G.R. LAY 2-9-81

11

RESOLUTION 74-19-10

WHEREAS, RKO Bottlers of Fort Wayne, Inc. have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street situated in Fort Wayne, Allen County, to-wit:

> Beginning at the intersection of the south property line of First Street and the east property line of Cass Street; thence easterly on and along the south property line of First Street a distance of 120 feet; thence northerly a distance of 50 feet; thence westerly on and along the north property line of First Street a distance of 120 feet to the northeast corner of Cass and First Streets; thence northerly on and along the east property line of Cass Street a distance of 300 feet to the southeast corner of Second and Cass Streets; thence westerly a distance of 50 feet to the southwest corner of Second and Cass Streets; thence southerly on and along the west property line of Cass Street a distance of 300 feet to the northwest corner of First and Cass Streets; thence westerly on and along the north property line of First Street a distance of 135 feet to the northeast corner of First Street and a 12 foot alley between First and Second Streets and Wells and Cass Streets; thence southerly a distance of 50 feet to the southeast corner of First Street and 12 foot alley between First Street and the Penn-Central R.R. and Wells Street and Cass Street; thence easterly on and along the south property line of First Street a distance of 135 feet to the southwest corner of First Street and Cass Street; thence southerly on and along the west property line of Cass Street a distance of 150 feet; thence easterly a distance of 50 feet to the east property line of Cass Street; thence northerly on and along the east property line of Cass Street a distance of 150 feet to the point of beginning.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public street hereinbefore described by and the same is hereby approved subject to easements as required by all public utilities occupying and using said public street or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held 4/4/ 1984 and as same appears of record in the offical records of said Board of Public Works.

Resolution
page 2
RKO Bottlers of Fort Wayne, Inc.

DATED THIS 4th DAY OF April 19 84

FORT WAYNE BOARD OF PUBLIC WORKS

David J. Kiester
Chairman, David J. Kiester

Betty R. Collins
Member, Betty R. Collins

Member, Frank W. Heyman

4-4-84.

H1

RESOLUTION 74-18-08

WHEREAS, Centennial Development Corporation have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portion of a plat situated in Fort Wayne, Allen County, to wit:

> Vacation of Block "A" in Centennial Industrial Park, Section II, according to the recorded plat thereof.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of portion of a plat has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said portion of a plat hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said portion of a plat hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of a plat or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held 4/4 1984 and as same appears of record in the official records of said Board of Public Works.

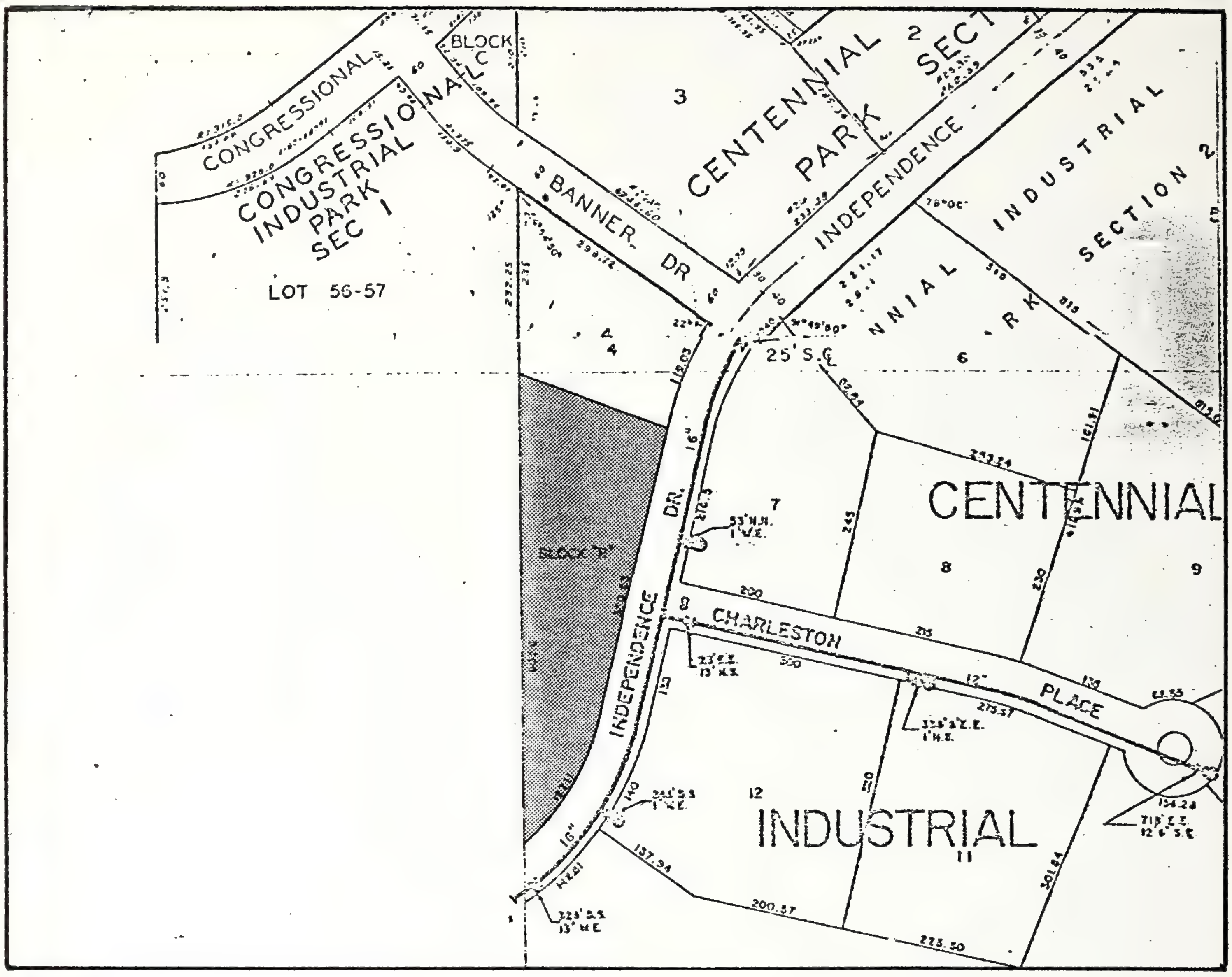
DATED THIS 4th DAY OF April 1984

FORT WAYNE BOARD OF PUBLIC WORKS

David Kiester
Chairman, David J. Kiester

Betty R Collins
Member, Betty Collins

Member, Frank W. Heyman


CONGRESSIONAL
CONGRESSIONAL INDUSTRIAL PARK SEC 1
LOT 56-57
BLOCK C
BANNER DR
3
CENTENNIAL PARK SECT 2
INDEPENDENCE
CENTENNIAL INDUSTRIAL SECTION 2
4
6
25' S.C.
16"
7
BLOCK "P"
INDEPENDENCE DR.
CENTENNIAL
8
9
CHARLESTON PLACE
12"
12
INDUSTRIAL
11

▨ A PETITION TO VACATE THE ABOVE DESCRIBED PROPERTY.

MAP NO. 1-22

6-84-03-10

1-23-84

VACATION - Portion of a plat - Block "A" in Centennial Industrial Park.

ENGINEERING REMARKS:

1. Street Engineering - No problem vacating Block "A".

2. Water Engineering - No problem.

3. Park Board - Ok to vacate.

4. Street Lightin Engineering - Ok to vacate.

5. Traffic Engineering - No objection at this time.

6. W.P.C.E. - The easement as sited in Block "A" Centennial Industrial Park Section II, should be repeated in the plat of Section IV in order to maintain the public sanitary sewer.

BOARD OF PUBLIC WORKS

1984 MAR 30 AM 9:07

4-2-84 #1
S-44-84
rat. 4/24/84

AGREEMENT

FOR

SEWER CONSTRUCTION

THIS AGREEMENT, MADE IN TRIPLICATE THIS 28th day of March 1984, by and between **LITTLE TURTLE TERRITORIES, INC.** an Indiana Corporation, hereinafter referred to **"OWNER"** AND THE **CITY OF FORT WAYNE, INDIANA,** an Indiana Municipal Corporation, hereinafter referred to as **"CITY,"** WITNESSETH:

WHEREAS, THE "OWNER" desires to construct a local sanitary sewer described as follows:

> Commencing at an existing manhole in Choctaw Pass at the eastline of Lot 19 in **FALLEN TIMBERS SEC, "A"**; thence, north 110± feet to MH#1; thence westerly in a 10' SANITARY SEWER EASEMENT north and adjacent to STOCKADE DRIVE, a distance of 345± feet terminating at a proposed MH#2

all in accordance with plans, specifications and profiles heretofore submitted to and approved by "CITY" and now on file in the office of the Chief Engineer of the Water Pollution Control Engineering Department of "CITY" and known as **FALLEN TIMBERS SECTION "C"** as drawn by **TURNBELL ENGINEERING CO., INC.** under their Commission Number **E83-1427** dated **Sept. 20, 1983** which plans, specifications, profiles are by reference incorporated herein and made a part hereof:

WHEREAS, the cost of construction of said sewer is represented to be $11,891.00.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. CONSTRUCTION OF SEWER

"OWNER" shall cause said sewer to be constructed and located in accordance with said plans, specifications and profiles, all approved by "CITY" under private contract to be let within sixty (60) days after requisite "CITY" approval.

All work and materials shall be subject to inspection by "CITY" and the right of "CITY" to halt construction if there shall be noncompliance therewith. Said sewer shall not be deemed completed and/or permanently connected into the sewer system of "CITY" until final acceptance by "CITY". Upon acceptance by "CITY" said sewer shall become the property of "CITY" and "CITY" shall accept sewage therefrom, subject to such sewage service charges as may now or hereafter be regularly established by "CITY", and all further maintenance thereafter shall be borne by "CITY."

74-7-11 HI
3-14-84

RESOLUTION NO. 74-7-11

WHEREAS, NORFOLK SOUTHERN CORPORATION has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portion of public street situated in Fort Wayne, Allen County, to-wit:

> Commencing at the Southwest corner of said Lot 16, Rockhill's Amended Addition, at a chisel cross set in the concrete walk; thence Northerly on the Westerly line of said Lot 16 and its extension Northerly, a distance of 140.8 feet (140.7 feet Mortgage Record) to a pin set on the North line of the portion of the former Wabash and Erie Canal aforesaid; thence Southwesterly by a deflection left of 96 degrees 25.5 minutes on the line aforesaid, a distance of 1.006 feet; thence Southerly, a distance of 140.69 feet, more or less, to a point on the South line of Lot 16 projected Westerly; thence Easterly on the line aforesaid, a distance of 1.0 feet to the point of beginning, containing 140.74 square feet, more or less

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of a portion of a public street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said portion of public street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said portion of public street hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of public street or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, David J. Kiester, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held March 14, 1984 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 14th DAY OF March, 1984

FORT WAYNE BOARD OF PUBLIC WORKS

David J Kiest
David J. Kiester, Chairman

Betty R. Collins, Member

Frank W. Heyman, Member

3-14-84
c - Max Van Camp
Pat Biancaniello

2. COST OF CONSTRUCTION

"OWNER" agrees to pay the entire cost and expense of construction of said sewer, in cash, including "CITY" engineering and inspection fees, and to hold "CITY" harmless from any liability for claims connected therewith.

3. AREA OF "OWNER"

Said sewer when accepted by the "CITY" will serve the following described real estate:

LEGAL DESCRIPTION FOR FALLEN TIMBERS, SECTION "C"
A SUBDIVISION IN THE NORTHWEST QUARTER OF
SECTION I, TOWNSHIP 31 NORTH,
RANGE 12 EAST, ALLEN COUNTY, INDIANA

> A part of the Northwest quarter or Section I, Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows: Beginning at the Southwest corner of lot number 20 in Fallen Timbers, Section "B", a subdivision in the Northwest quarter of Section I, Township 31 North, Range 12 East as recorded in plat book 40, pages 46-50 in the Office of the Recorder of Allen County, Indiana; thence South 89 degrees 56 minutes 30 seconds West along the North line of Fallen Timbers, Section "A", a subdivision in the Northwest quarter of Section I, Township 31 North, Range 12 East, as recorded in plat book 37, pages 59-60 in the Office of the Recorder of Allen County, Indiana, a distance of 669.93 feet to the Easterly-most corner of lot number 26 in the aforesaid Fallen Timbers, Section "B"; thence departing from the North line of Fallen Timbers, Section "A", North 15 degrees 00 minutes 00 seconds West along the Easterly boundary of lots 26 and 49 in Fallen Timbers, Section "B", a distance of 255.66 feet to a point on the Northerlymost boundary of said Fallen Timbers Section "B"; thence departing from the Easterly boundary of said lots 26 and 49, North 89 degrees 56 minutes 30 seconds East a distance of 735.84 feet to the Northwest corner of the aforementioned lot number 20 in Fallen Timbers, Section "B"; thence South 00 degrees 03 minutes 30 seconds East along the West line of said lot 20 a distance of 247.01 feet to the point of beginning containing 3.99 more or less

As "OWNER" will pay for the cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by this Agreement against the above described real estate for the construction of said sewer by the present or future owners of said real estate except only as to such standard tap-in, inspection fees and monthly sewage treatment charges as are customarily charged by "CITY" for connections to "CITY" sewer mains and treatment of sewage therefrom.

4. AREA CONNECTION CHARGE (Oversizing, etc. cost of existing sewage works)

An area connection charge of **$700.00** per acre must be paid to "CITY" at the time of connection. This area connection charge represents the installation and/or oversizing cost expended by "CITY" for sewer line(s) known as Saint Joe Study Area.

74-7-11
3-14-84

VACATION: The vacation of a portion of VanBuren Street, described as follows: The east one foot of the south 140.8 feet north of Main Street.

ENGINEERING COMMENTS:

1. Water Engineering

   Ok to vacate.

2. WPCE

   OK to vacate.

3. Traffic Engineering

   We have no objections at this time. There are no underground services (signal or fire alarm) of ours in the area involved.

4. Street Lighting

   OK to vacate.

5. Street Engineering

   OK to vacate.

6. Park Board

   OK to vacate.

7. I&M

   No, we do not require an easement.

8. Cox Cable

   No, we do not require an easement.

9. NIPSCO

   No, we do not require an easement.

10. GT&E

    No, we do not require an easement.

BOARD OF PUBLIC WOR
MAR 0 9 1984

5. BOND

This contract is subject to "OWNER" and/or his contractor furnishing a satisfactory Performance and Guaranty Bond for 25% of the value of the sewer which shall guarantee said sewer against defects for a period of one (1) year from the date of final acceptance of said sewer by "CITY."

6. LIMITATION ON USE

Said sewer shall be constructed for disposal of sanitary sewage only and neither the parties hereto, their successors, or assigns, or any future owner of any land serviced by said sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water runoff caused by natural precipitation or anything other than sanitary sewage or contaminated waste in accordance with City Municipal Code.

7. WAIVER OF RIGHT TO REMONSTRATE AGAINST ANNEXATION

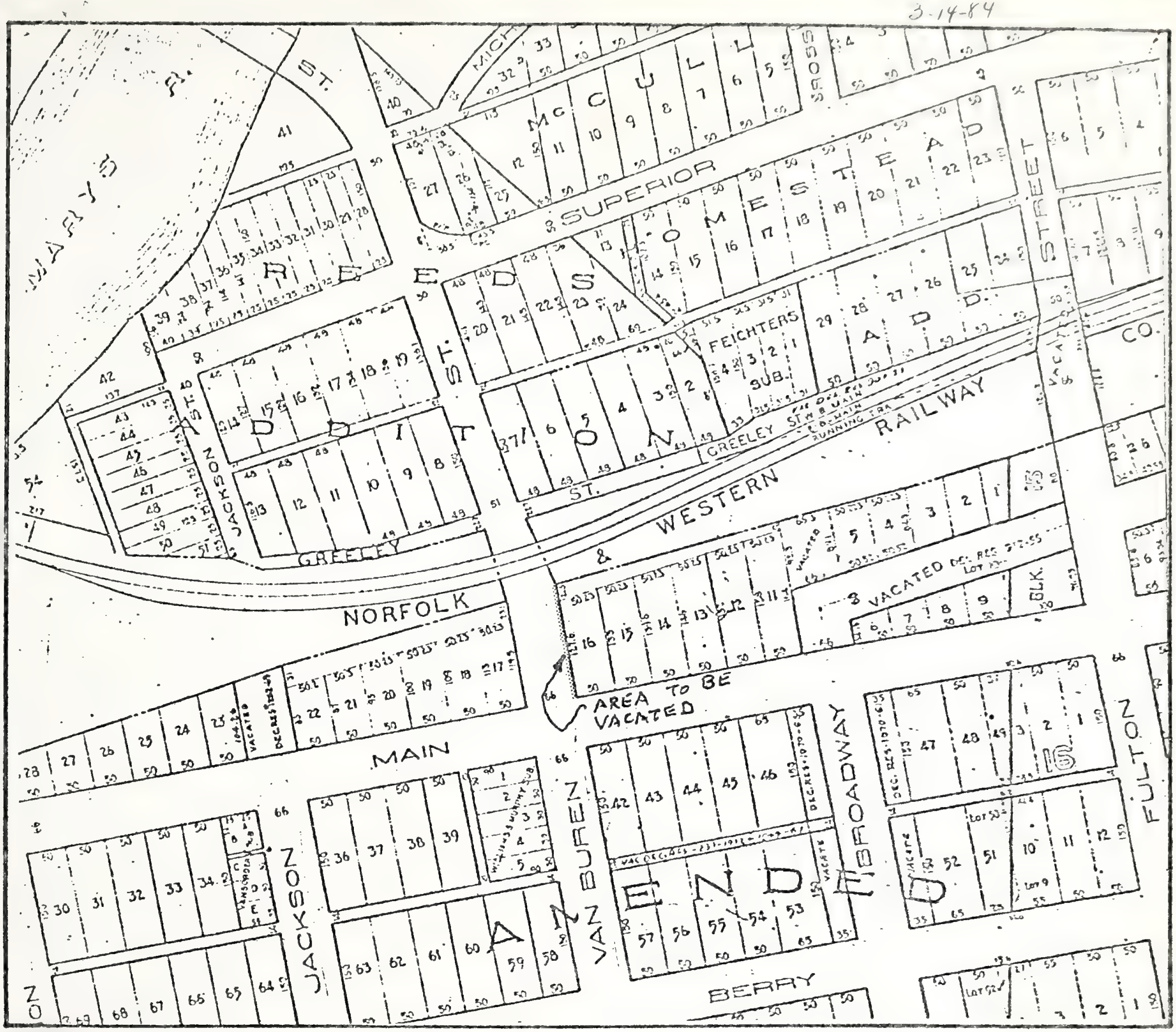
"OWNER," for himself, his successors in title and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by "CITY" of any territory now or hereafter owned by him, as described in Article 3 herein, or hereafter served by said sewer or any extension thereof.

In further consideration and to induce "CITY" to execute and ratify this contract, said "OWNER," for himself, his successors and assigns, agrees by this contract to vest in "CITY the permanent right at its discretion to annex to the City of Fort Wayne at any future time by duly authorized ordinance the said real estate described in Article 3 herein.

"OWNER" further agrees that any deeds, contracts, or other instruments of conveyance made by "OWNER," its successors or assigns transferring or conveying any interest in and to any of the real estate described in Article 3 herein, shall contain the waiver and release provisions contained in this article which provisions shall run with the land and the acceptance of the delivery of any such instruments from "OWNER," his successors and assigns by any grantee, vendee, or contract purchaser, shall be made subject to the terms of this Agreement and shall constitute an acceptance of the foregoing provisions by said grantee, vendee, or contract purchaser and their successors in title.

"OWNER" further agrees to record an executed copy of this contract in

74-7-11
3-14-84


MARYS R.
ST.
McCULL
SUPERIOR
HOMESTEAD
REEDS ADDITION
JACKSON ST.
GREELEY ST.
FEICHTERS SUB.
STREET
CO.
NORFOLK & WESTERN RAILWAY
AREA TO BE VACATED
MAIN
JACKSON
VAN BUREN
BROADWAY
FULTON
BERRY
BLK.
VACATED

▨ A PETITION TO VACATE THE ABOVE DESCRIBED PORTION OF PROPERTY.

N

MAP NO. L-6

6-84-02-28

11-30-83

Allen County Recorder's Office within ten (10) days of its adoption and approval by the Common Council of City as hereinafter provided.

Any owner or owners of land which is now, or hereafter located outside the corporate limits of "CITY" who connect into the sewer constructed hereunder shall be deemed to thereby waive his, her, their, or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by "CITY" of such land or of the territory in which it is located or of the area served by said sewer. (I.C. 36-9-22-2, as added by Acts 1981, P.L. 308,395).

8. COUNCILMANIC APPROVAL

It is understood and agreed that this contract is in all respects subject to approval by the Common Council of City, by duly appointed Ordinance, and if such Ordinance is not adopted within a period of ninety (90) days after execution thereof, this contract shall be null and void and of no further force and effect.

IN WITNESS WHEREOF, the parties have subscribed to this Agreement the day and year first above written.

"OWNER"

Robert E. Henninger, Pres.
Robert E. Henninger, President

Richard Hersha, Secretary

"CITY"
MAYOR

Win Moses, Jr.,

SEAL

BOARD OF PUBLIC WORKS

BY: David J Kiel
David J. Kiester, Chairman

BY: Betty R. Collins
Betty R. Collins, Member

BY:
Frank W. Heyman, Member

ATTEST:

Helen Gochenour
Helen Gochenour, Clerk

APPROVED AS TO FORM AND LEGALITY:

Assoc. City Attorney
ASSOCIATE CITY ATTORNEY

STATE OF INDIANA:
SS:
COUNTY OF ALLEN:

Before me, the undersigned, a Notary Public in and for said County and

State, personally appeared Robert E. Henninger and Richard Hersha who acknowledged the execution of the foregoing agreement for sewer extension, as and for his voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 28th day of March, 1984.

Charles I. Wickensheimer
Notary Public
Resident of Allen County

My Commission Expires:
CHARLES I WICKENSHEIMER
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO
MY COMMISSION EXPIRES OCT. 30, 1986
ISSUED THRU INDIANA NOTARY ASSOC.

STATE OF INDIANA:
SS:
COUNTY OF ALLEN:

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Win Moses, Jr., David J. Kiester & Betty R. Collins who acknowledged the execution of the foregoing agreement for sewer extension as and for his voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 28th day of March, 1984.

L. Settimi McMahon
Notary Public
Resident of Allen County

My Commission Expires:
L SETTIMI McMAHON
NOTARY PUBLIC STATE OF INDIANA
ALLEN CO.
MY COMMISSION EXPIRES MARCH 2, 1988
ISSUED THRU INDIANA NOTARY ASSOC.

This instrument prepared by
C. Duane Embury, P.E.,
Chief Water Pollution Control Engineer

74-05-08
3-7-84 H.I.

84-005283

NOTICE OF WATER MAIN EXTENSION

CONTRACT NO. 83-11 WORK ORDER NO. 63610 BOARD ORDER NO. 17-83

TO WHOM IT MAY CONCERN

WHEREAS, the FORT WAYNE WATER UTILITY of the City of Fort Wayne, Indiana, acting by and through the Mayor and the BOARD OF PUBLIC WORKS, has extended Water Main as follows:

On Liggett Drive from Genessee Avenue southward 170± feet.

WHEREAS, said water main extension abutts or affects the following described property, to-wit:

Lots #52 and #53 in Liggett's Garden Park Addition.

Notice is, therefore, hereby given that in the event the owner of any of the above described property should, in the future, desire to have a service connection tap made into this water main within 15 years of the date of recording this "NOTICE," the said owner shall apply to the WATER UTILITY for a permit to tap the above said water main and shall be required to pay to said WATER UTILITY, his share of the installation cost in addition to the regular tapping fee, which share shall be $7.20 for each foot of frontage served by said main for the property described above, as owned by said applicant. The above cost for each foot of frontage of property shall be chargeable to the respective property from the date of filing of this NOTICE, and said cost is based on the cost of installing a six inch (6") water main. Monies so collected shall be retained by the UTILITY as partial reimbursement of the costs advanced by the UTILITY for the construction of said water main.

Said water main, connections and fittings, hereinreferred to, are a part of the water works system of the said UTILITY of said City, and all rights, title and interest whatsoever, shall at all times be and remain in the City of Fort Wayne, Indiana.

1984 MAR 13 PM 12:35
ALLEN COUNTY RECORDER

March 7, 1984
Date

FORT WAYNE WATER UTILITY

By: ______________________
WIN MOSES, JR., MAYOR

BOARD OF PUBLIC WORKS

By: David J Kiest
DAVID J. KIESTER, CHAIRMAN

By: Betty R. Collins
BETTY R. COLLINS, MEMBER

By: ______________________
FRANK W. HEYMAN, MEMBER

ATTEST:

Helen V. Gochenour
HELEN V. GOCHENOUR, CLERK

Prepared by:
Terry L. Atherton, P. E.
Chief Water Engineer

APPROVED AS TO FORM & LEGALITY

R J Snouffer
ASSOCIATE CITY ATTORNEY

Elenore
Water Engineering
427-1142
550
CBg

3-7
#1

ACKNOWLEDGMENT

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

BEFORE ME, a Notary Public, in and for said County and State, this 7th day of March, 1984, personally appeared the within named WIN MOSES, JR., Mayor of the City of Fort Wayne; DAVID J. KIESTER, BETTY R. COLLINS and FRANK W. HEYMAN, members of the Board of Public Works, City of Fort Wayne, Indiana; and Helen V. Gochenour, Clerk of the Board of Public Works, City of Fort Wayne, Indiana, to me personally known, who being by me duly sworn said that they are respectively the Mayor of the City of Fort Wayne, the Members and Clerk of the Board of Public Works of the City of Fort Wayne, Indiana, and that they signed said instrument on behalf of the FORT WAYNE WATER UTILITY of the City of Fort Wayne, Indiana, with full authority so to do and acknowledged said instrument to be the voluntary act and deed of said Department of said City for the uses and purposes therein set forth.

IN WITNESS HWEREOF, hereunto subscribed my name, affixed my official seal.

L. Settimi McMahon
NOTARY PUBLIC

L. Settimi McMahon
TYPE OR PRINT NAME OF NOTARY

My Commission Expires:

March 2, 1988

FRONT

WEDNESDAY, FEBRUARY 29, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting held at 9:00 A.M.

David J. Kiester, Chairman B. R. Collins, J. Wilson, Sr., Members Helen V. Gochenour, Clerk	Present
1. Received payment request - from BONAR ASSOCIATES, INC. for Professional Services from June 6, 1983 through February 12, 1984. Covered under Invoice No. 2806 - Flood Disaster Engineering Services per agreement of 3/16/82 and supplemented by letter agreements of 10/28/82, 11/17/82 and 7/20/83 in the amount of $3,502.00.	Approved and ordered payment from Account 010-006-RVRG-4431.
2. Received payment request - from BONAR ASSOCIATES, INC. for services per agreement dated November 17, 1982. Covered under Invoice No. 2803 - Berry Street Sewer Repair/ Abandonment Engineering Services per agreement of 11/17/82 in the amount of $9,435.00.	Approved and ordered payment from City Utilities Accounting.
3. Received request for renewal of permit to use plot of ground behind 1001 North Anthony Blvd.; by Joseph Haifley, 4433 So. Lafayette Street for gardening purposes only.	Approved.
4. Received Driveway Applications as follows: 2526 Knollridge Dr. CONTRACTOR: Carriage Place Homes, Inc. 2907 N. Anthony Blvd. CONTRACTOR: Buescher Construction	Approved.
5. Received Sanitary Sewer Petition on Seddlemeyer Avenue from Gary Street to Old Decatur Road for sanitary sewer improvements.	Approved and ordered WPC to investigate and report. Issued B.O. 0015-84.
6. Received Street Light Petitions as as follows:	Approved and ordered Street Light Eng'g. to investigate and report.
1327 Rockhill from 1301 Rockhill to 1327 Rockhill (for the addition of street lights at the end of Rockhill by railroad tracks).	
South Monroe Street from Rudisill Blvd. to Hamilton. (for the installation of ornamental type street lighting in the 3600, 3700 and 3800 blocks of So. Monroe Street.	Issued B.O. 0016-84 on the ornamental type (South Monroe Street)

7. Received payment request - (FINAL) - BONAR ASSOCIATES, INC. for engineering and inspection services - 1982 Flood Damage Repairs - per agreement of 6/2/82 in the amount of $26,877.32.	Approved and ordered payment fro City Utilities Accounting and th are to issue Work Order Numbers accordingly.

FRONT

Meeting adjourned at 9:20 A.M.

David J Kiest
David J. Kiester, Chairman

Betty R Collins
Betty R. Collins, Member

Jack Wilson, Sr.
Jack Wilson, Sr., Member

Attest:

Helen V. Gochenour
Helen V. Gochenour, Clerk

THURSDAY, MARCH 1, 1984

PUBLIC HEARING

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting held at 3:30 P.M.

David J. Kiester, Chairman
B. R. Collins, J. Wilson, Sr., Members
Helen V. Gochenour, Clerk

Present

1. HEARING ON ADOPTION OF SANITARY SEWER EXTENSION - Resolution 889-1983; Reed Road - Karen Avenue.

   APPROVED -

   The construction of a local sewer, intended and adapted only for use by the property holds, whose property abuts thereon, and, not intended or adapted for receiving sewage from collateral drains, be and the same is hereby ordered in and along the described centerline. (RES. 212-1983).

2. HEARING ON ADOPTION EASEMENT - Resolution 212-1983;

   APPROVED -

   FOR THE CONDEMNATION of a permanent and temporary easement for the purposes to construct, operate, control and maintain a sanitary sewer line along and across a portion of the Northeast Quarter, Section 32 and Northwest Quarte, Section 33, Township 31 North, Range 13 East, bounded on the North by a line 570± LF North of and parallel to the North Right-of-way of Charlotte Avenue; bounded on the East by a line 200± LF East of and parallel to the East right-of-way of Reed Road; bounded on the South by Eastwick Drive and its Westerly extension; bounded on the West by a line 275± LF West of and parallel to the West right-of-way of Reed Road. (RES.889-83).

Meeting adjourned at 4:00 P.M.

David J Kiest
David J. Kiester, Chairman

Betty R. Collins
Betty R. Collins, Member

Jack Wilson, Sr.
Jack Wilson,Sr., Member

Attest:

Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, MARCH 7, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting held at 9:00 A.M.

David J. Kiester, Chairman Frank Heyman, Member Helen V. Gochenour, Clerk	Present

FRONT

1.	Received payment request - Partial Payment No. 1, B.O. 177-83; W.O. 63655; Contract 83-XP-5; Centennial Industrial & Business Park; from T-G Excavating, Inc. in the amount of $121,270.52, Invoice No. 3640 with $13,474.50 to be held in escrow at Anthony Wayne Bank.	Approved and ordered payment from City Utilities Accounting.
2.	Received payment request - Project M-F568 (2) from Bonar & Associates, Inc., Their Invoice #2809 in the amount of $13,033.56 for Engineering Design Services for State Blvd. (Reed Road to Lahrmeyer Road); and 5% Retainage of $685.98 to be held.	Approved and ordered payment from LRS #138-972-0021-4431.
3.	Received payment request - Resolution 5983-83; from Hipskind Concrete, Their Invoice dated 12/14/83 in the amount of $4,314.78 (retainage) for Memorial Park II (Base Bid); Their P.O. No. A-27238.	Approved and ordered payment from CD&P, App. No. 1-95-008-MPC-94-431
4.	Received payment request - Resolution 386-83, Div. II, from Bonar & Associates, for payment to MIDWEST MOLE, INC. in the amount of $38,520.60; for Sewer Abandonment & Interconnect Project - Berry Street and retainage held of $2,027.40.	Approved and ordered payment from City Utilities Accounting.
5.	Received payment request - No. 67; AWT Project C-180774-03; from Howard Needles Tammen& Bergendoff for construction engineering for the period of December 24, 1983 through January 20,1984; WPC Plant Expansion.	Approved and ordered payment from City Utilities Accounting: Due by check: $5,470.81 Due by note: $ 965.44
6.	Received payment request- No. 1 Resolution No. 396-83; Scheidleman Excavating, Inc. B.O. 176-83; in the amount of $2,575.57 and retainage held of $286.17; **CENTENNIAL PARK SANITARY SEWERS** Received payment request No. 2 Resolution 396-83; Scheidleman Excavating, Inc. B.O. 176-83; in the amount of $32,744.83 and retainage held of $3,638.31.	Approved and ordered payment from City Utilities Accounting in the total amount of $35,320.40, for Payment request No. 1 and Payment request No. 2.
7.	Received Change Order No. 3 and FINAL; C-180599-07, Spy Run Study Area - B.O. 16-80; Resolution 323-80 - for Butler & Butler, for a decrease of $134.65 for a contract total of $175,085.85.	Approved and order sent to Common Council on March 13, 1984.

8. Received "Notice of Main Extension", Contract No. 83-11; W.O. No. 63610, B.O. No. 17-83; Liggett Drive from Genessee Avenue southward 170± feet. Lots #52 & #53 in Liggett's Garden Park Addition.

Approved. Order sent to Water Eng'g. Department to be recorded.

A true copy herein incorporated.

9. Received sidewalk applications as follows:

Approved.

5 ft. Lot 56 Pinewood Addition at 2822 Pinewood Dr. - Permit No. 1033
5 ft. Lot 45 Pinewood Addition at 6130 Bluespruce - Permit No. 1034

10. Received driveway applications as follows:

Approved and permits issued.

7701 Tendall Ct.	Contractor:	Custom Crest
201 E. Congress	Contractor:	Winford Sides (Property owner)

11. Received "Authorization for Payment" submitted by WPC Engineering for Res. No. 323-80; Spy Run Study Area; B.O. 16-80; C-180599-07; Waynesfield Construction, Inc., in the amount of $12,000.00 (release of escrow to Contractor), from Fort Wayne National Bank & Trust Company.

Approved.

Meeting Adjourned at 9:20 A.M.

David J Kiest
David J. Kiester, Chairman

Betty R. Collins, Member

Frank W. Heyman, Member

Attest:

Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, MARCH 14, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting held at 9:00 A.M.

David J. Kiester, Chairman Frank W. Heyman, Member Helen V. Gochenour, Clerk	Present

1.	Received payment request - Resolution 5990-83; Concrete Median Barrier (2100 N. Clinton); from Gaines Construction Co., Inc., Invoice #2; in the amount of $579.90, P. O. A-29277.	Approved and ordered payment from App. #1-34-002-STR-R4-431.
2.	Received payment request - Resolution 5990-83, Concrete Median Barrier (2100 N. Clinton); from Gaines Construction Co., Inc., P. O. A-29277 in the amount of $1,383.20 (retainage).	Approved and ordered payment from App. #1-34-002-STR-R4-431.
3.	Received payment request - from Robert L. Kelley, 3401 Willowdale Drive, Fort Wayne for inspecting, photographing writing reports and appraising of abandoned vehicles during October, November, December 1983 and January, February, 1984; 217 vehicles @ $5.00 each for a total of $1,085.00.	Approved and ordered payment from the Abandoned Vehicle Fund.
4.	Received payment request - from Robert L. Kelley, 3401 Willowdale Drive, Fort Wayne for services rendered during Public Auction of Abandoned Vehicles on December 8, 1983; 4 hours @ $15.00 per for a total of $60.00.	Approved and ordered payment from the Abandoned Vehicle Fund.
5.	Received Sanitary Sewer Construction Permit to Edward Rose for construction of sanitary sewers for West Wind Apartments Stage III by T-G Excavating, Inc. The value of the work to be constructed is $16,850.00.	Approved. Issued B.O. #0018-84.
6.	Received Sanitary Sewer Construction Permit to Edward Rose for construction of sanitary sewers for West Wind Apartments Stage III by T-G Excavating, Inc. The value of the work to be constructed is $18,125.00.	Approved. Issued B.O. #0019-84.
7.	Received request for Acceptance letter for street maintenance by the City for Sawmill Woods, Section I - Sawmill Woods Blvd. and Sawmill Woods Court; Maintenance Bonds in the amount of $5,200.00 for Sawmill Woods Blvd. and $5,500 for Sawmill Woods Court have been received.	Approved. Ordered Acceptance Letter written.

8.	Received request for letter of Acceptance to Artisans-Stauffer, Inc. covering Water Contract 8301 Foxchase Condominiums, Phase I; B.O. 116-83; W.O. 63639. Completion Affidavit and Maintenance Bond also received.	Approved. Ordered Acceptance Letter written.
9.	Received request for letter of Acceptance to Artisans-Stauffer, Inc. covering Water Contract 8310 Foxchase Condominums, Off-Site - N. Clinton; B.O. 148-83; W.O. 63648. Completion Affidavit and Maintenance Bond also received.	Approved. Ordered Acceptance Letter written.
10.	Received approval of release of Baer Field West Area Connection Fees - Resolution 71-148-26 for area south of Ferguson Road and East of Keller Road.	Approved.
11.	RESOLUTION NO. 74-07-11	Approved. A true copy herein incorporated.

WHEREAS, NORFOLK SOUTHERN CORPORATION has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portion of public street situated in Fort Wayne, Allen County, to-wit:

> Commencing at the Southwest corner of said Lot 16, Rockhill's Amended Addition, at a chisel cross set in the concrete walk; thence Northerly on the Westerly line of said Lot 16 and its extension Northerly, a distance of 140.8 feet (140.7 feet Mortgage Record) to a pin set on the North line of the portion of the former Wabash and Erie Canal aforesaid; thence Southwesterly by a deflection left of 96 degrees 25.5 minutes on the line aforesaid, a distance of 1.006 feet; thence Southerly, a distance of 140.69 feet, more or less, to a point on the South line of Lot 16 projected Westerly; thence Easterly on the line aforesaid, a distance of 1.0 feet to the point of beginning, containing 140.74 square feet, more or less

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of a portion of a public street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said portion of public street herein before described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said portion of public street herein before described be and the same is hereby approved aubject to easements as required by all public utilities occupying and using said portion of public street or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, DAVID J. KIESTER, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the

Fort Wayne Board of Public Works at their meeting held MARCH 14, 1984 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 14th DAY OF MARCH 1984

FORT WAYNE BOARD OF PUBLIC WORKS

David J Kiest

David J. Kiester, Chairman

Betty R. Collins, Member

Frank W. Heyman, Member

12.	Received ALLEY LIGHT Petition providing for light or lights in the alley running from Eade Avenue to Pleasant. Received petition from Property Owners of real estate on Eade and Stadium to Pleasant.	Approved, and ordered Street Light Engineering to investigate and repo
13.	Received payment request - for Project M-F-312 (1) Crescent Avenue Improvements from Clyde E. Williams & Assoc. Inc. their Invoice #IC-9051 dasted March 1, 1984 in the amount of $480.07 for the period from 1-31-84 to 2-29-84.	Approved and ordered payment from LR&S #138-972-0006-4431.
14.	Received Change Order No. 2 - Lafayette Street Corridor Improvement - Resolution No. 5985-83, B.O. 36-83; for an increase of $5,971.00 making the total contract $191,690.46.	Approved and order sent to Common Council March 27, 1984.
15.	Received "Notice of Recognition of Encroachment Upon City of Fort Wayne Controlled Property and Provisions Allowing the Temporary Continuance of Same". The "Sign Encroachment Easement" reads as follows: "An encroachment of approximately six (6) feet over public right-of-way adjacent to lots 4 and 5, Rue's Subdivision, for a sign for Anthony Wayne Bank (Clinton Street Side). The encroachment as described will be permitted to remain and continue until such time that the Fort Wayne Board of Works shall determine that such encroachment is in any way impairing or interferring with the streets or with the free and safe flow of traffic thereon. You shall be, and remain, liable for any and all damages or claims therefore, resulting from the continuing encroachment; and the conined existence of such encroachment shall not in any way prejudice or preclude the City's rights with respect to the future use of that portion of the City's right-of-way bearing the encroachment.	Approved. Returned to Technical Services for Recording purposes. A true copy herein incorporated.

3-14-84 meeting adjourned at 9:20 A

David J Kiest

David J. Kiester, Chairman

Betty R. Collins, Member

Frank W. Heyman, Member

Attest:

Helen V. Gochenour

Helen V. Gochenour, Clerk

THURSDAY, MARCH 15, 1984

PUBLIC HEARING

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting at 3:30 P.M.

David J. Kiester, Chairman Frank W. Heyman, Member Helen V. Gochenour, Clerk	Present
1. Declaratory Resolution No. 1442-1984, Roberts Street, providing for the condemnation of right-of-way for street purposes - a part of the southeast quarter, Sec. 30, Township 31, Range 13 East described as beginning at the Southeast corner Lot #9 Santa Rosa Place Add.; thence north 421 feet to a point located 50 feet north of the Southeast corner Lot #10 Perry's Suburban Add.; thence each 50 feet to the Northwest corner Lot #5 Perry's Suburban Add.; then south along the west Line of Lots 5, 4, 3, 2, and 1 of said Add. 421 feet to the north property line of Vance Avenue; thence west 50 feet to the point of beginning.	Approved and Adopted. Ordered FINAL Assessment Roll of property ownership list for Benefits & Damages - $1.00 each, from Street Engineering Dept.

3/15/84 Public Hearing adjourned at 4:00 P.M.

David J Kiest
David J. Kiester, Chairman

Betty R. Collins
Betty R. Collins, Member

Frank W. Heyman, Member

Attest:

Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, MARCH 21, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting at 9:00 A.M.

David J. Kiester, Chairman — Present
Betty R. Collins, Member
Helen V. Gochenour, Clerk

1. RECEIVE BIDS:
Contract No. 84-XP-1, Lima-Cook-Huguenard Water Works Improvement - Feeder Main - EDA No. 06-01-0195.

Award Contract on Wednesday, April
1984 at 9:00 A.M.

All Star Construction	Div. A - 268,103.37
	Div. A-A- -0-
	Div. B - 468,046.73
	Div. C - 96,841.77
Bercot, Inc.	Div. A - 266,036.90
	Div. A-A-293,012.50
	Div. B - 477,022.50
	Div. C - 99,007.90
John Dehner, Inc.	Div. A - 305,610.10
	Div. A-A-292,138.10
	Div. B - 546,274.00
	Div. C - 119,526.70
Earth Const.	Div. A - no bid
	Div. A-A-no bid
	Div. B - no bid
	Div. C - 109,687.50
Land Excavating	Div. A - 279,316.30
	Div. A-A-295,622.30
	Div. B - 490,993,60
	Div. C - 111,971.50
Lengacher Excavating	Div. A - no bid
	Div. A-A-no bid
	Div. B - no bid
	Div. C - 128,162.00
Richard Ness Excavating	Div. A - no bid
	Div. A-A-no bid
	Div. B - 475,039.83
	Div. C - 103,525.03
Scheidelman Excavating	Div. A - no bid
	Div. A-A-no bid
	Div. B - no bid
	Div. C - 105,835.66
T-G Excavating	Div. A - 286,887.00
	Div. A-A-299,484.00
	Div. B - 470,913.80
	Div. C - 97,149.00
Weitzel Const.	Div. A - 348,332.50
	Div. A-A-328,925.50
	Div. B - 591,954.00
	Div. C - 124,601.00
Engineering Estimates:	Div. A - 291,155.00
	Div. A-A-322,715.00
	Div. B - 503,679.00
	Div. C - 107,405.00

2. RECEIVE BIDS:
Contract No. 84-W-1, Cook Road Industrial Park - Concrete Northwest Reservoir, Division I.

Natgun Corp.	998,200.00
Preload Co., Inc. Garden City, NY	976,690.00
Engineering Estimates:	985,000.00

Award Contract on Wednesday, April 4, 1984 at 9:00 A.M.

3. RECEIVE BIDS:
Contract No. 84-W-2, Cook Road Industrial Park - High Services and Northwest Booster Pump Station Division II.

Bowen Eng. Alt.	523,000.00 26,000.00
John Dehner Corp.	598,802.41
Robert Henry Corp.	567,000.00
Indiana Const. Corp.	524,200.00
Industrial Piping & Eng. Alt.	573,249.00 28,500.00
Shambaugh & Sons, Inc.	579,430.00
Engineering Estimates:	465,000.00

Award Contract on Wednesday, April 4, 1984 at 9:00 A.M.

4. Received Claim from CD&P for work completed by Street Engineering for CD&P projects for a total of $26,708.87; covering the period of 7/10/83 through 12/31/83.

Board Approved - claim returned to CD&P for payment.

5. Received payment request - for architectural services for roofing projects at 5 Water Resources facilities and 4 Fire Dept. Buildings per agreement of 9/14/83 between Cole, Matott & Riley Architects and the City of Fort Wayne in the amount of $10,587.00.

Approved and ordered payment from Account #010-006-OFFC-4361.

6. Received payment request - Resolution No. 394-83, Baer Field Sanitary Sewer Extension Air Traffic Control Tower, B.O. 183-83, W.O. 72734, partial payment #2 in the amount of $1,761.40 payable to Scheidleman Excavating, Inc.

Approved and ordered payment from City Utilities Accounting.

7. Received payment request - Water Contract 8310; B.O. 148-83; W.O. 63648; Foxchase Condominiums; North Clinton Street - offsite; for Artisans-Stauffer, Inc. in the amount of $4,396.36; their invoice dated November 8, 1983.

Approved and ordered payment from City Utilities Accounting - (Water Engineering)

8. Received Street Light Petitions:

Approved and ordered Street Light Eng'g. to investigate and report

Winchester & Mayflower Roads:
(for the addition of a street light (on an existing pole) in the middle of the block on Mayflower Road, between Winchester Road and Chester Blvd.)

Chester Blvd. & Mayflower Road.
(for the addition of a street light between 5618 & 5624 Chester Blvd.)

9.	Received Sidewalk Petition. 2120 Short Street	Approved and ordered Street Enginee to investigate and report.
10.	Received Letter of Acceptance - Village of Buckingham, Sec. I-Ph. III - Contract No. 8304, W.O. 63625, Northeastern Enterprises, Inc.	Approved and Accepted.

3/21/84 meeting adjourned at 10:30 A

David J Kie

David J. Kiester, Chairman

Betty R. Collins

Betty R. Collins, Member

Frank W. Heyman, Member

Attest:

Helen V. Gochenour

Helen V. Gochenour, Clerk

THURSDAY, MARCH 22, 1984

PUBLIC HEARING

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting at 3:30 P.M.

David J. Kiester, Chairman Betty R. Collins, Member Helen V. Gochenour, Clerk	Present
1. Final Hearing for confirmation of Assessment for Resolution No. 5956-82; improvement of Oakdale Drive from Fairfield Avenue to Hoagland Avenue.	Approved. Board confirmed Assessment Roll and ordered sent to the Department of Finance.

3/22/84 Public Hearing adjourned at 3:45 P.M.

David J. Kiester
David J. Kiester, Chairman

Betty R. Collins
Betty R. Collins, Member

Frank W. Heyman, Member

Attest:
Helen V. Gochenour
Helen V. Gochenour, Clerk

THURSDAY, MARCH 22, 1984

PUBLIC HEARING

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting at 4:00 P.M.

David J. Kiester, Chairman Betty R.Collins, Member Helen V. Gochenour, Clerk	Present
1. Final Hearing for confirmation of Assessment for Resolution 5969-83; Improvement of Ellen Avenue from Lakeview Drive to Sprunger Avenue.	Approved. Board confirmed final Assessment Roll and ordered sent to the Department of Finance.

3/22/84 Public Hearing adjourned

David Ki
David J. Kiester, Chairman

Betty R. Collins
Betty R. Collins, Member

Frank W. Heyman, Member

Attest:

Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, MARCH 28, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting at 9:00 A.M.

David J. Kiester, Chairman Betty R. Collins, Member Helen V. Gochenour, Clerk	Present
1. Received payment request - Resolution No. 5975-83 - Hamilton Park Neighborhood, Phase II, Alt. 2 - from L. W. Dailey, Inc. Est. #2, their P. O. A-27029 in the amount of $7,051.55.	Approved and ordered payment from CD&P, App. No. 1-95-008-HPC-94-431.
2. Received payment request - Resolution No. 5975-83 - Hamilton Park Neighborhood, Phase II (Base Bid)- from L. W. Dailey, Inc. Est. #3, their P. O. A-27029 in the amount of $721.71.	Approved and ordered payment from CD&P, App. No. 1-95-008-HPC-94-431.
3. Received payment request - Resolution No. 5975-83 - Hamilton Park Neighborhood, Phase II (Alternate #1) - from L. W. Dailey, Inc. Est. #2, their P. O. A-27029 in the amount of $162.00.	Approved and ordered payment from CD&P, App. No. 1-95-008-HPC-94-431.
4. Received payment request - Resolution No. 5981-83 - Oxford Neighborhood IX, Phase II (complete retainage) - from Hipskind Concrete Corporation dated 12/14/83, their P.O. A-27236 in the amount of $5,166.27.	Approved and ordered payment from CD&P, App. No. 1-95-008-OXC-94-431.
5. Received report from WPC Engineering regarding petition for sanitary sewer improvements on Seddlemeyer Avenue from Gary Street to Old Decatur Road; recommend proceeding with this project; estimated cost under Barrett Law is $12,000.00.	Approved. WPC Engineering ordered to proceed.
6. Received Change Order No. 1 - Civic Center Parking Garage - Phase II - Miller Davis Co. Contractor, Gibson, Tourney, Kim, Architects, for an additional $35,350.72 making the total new contract in the amount of $2,623,750.72, Project No. 728.	Approved. Order sent to Common Council on April 10, 1984.

7. Received Driveway applications as follows: — Approved and permits issued.

2801 Lwr. Huntington Rd. (2 approaches)	Contractor:	Ron Lunz Excavating
7002 Bluffton Rd. (Commercial Reconst.)	Contractor:	Phil Troyer
1324 Wabash	Contractor:	P.O. - Sandy Jones

8.	Received payment request - Resolution No. 890-83 Wallywood Storm Sewer Improvement B.O. 7-83; Partial Payment #1 from T-G Excavating, Inc., in the amount of $28,416.61 as follows: Civil City Storm Sewer Relief Fund ... $12,000.00 Barrett Law Revolving Fund $16,416.61	Approved and ordered payment from Barrett Law Revolving Fund.
9.	Received request from HNTB to continue construction engineering and start-up services for AWT Phase A, B & C, WPC Plant, EPA Project No. C-180774-03, during and beyond the time of processing a contract amendment to extend the time for such services.	Approved.
10.	Received Sanitary Sewer Extension Construction Permit for FALLEN TIMBERS Section "C", by Kurtz Excavating, Inc. for Little Turtle Territories, Inc. The value of the work to be constructed is $11,891.00.	Approved. Issued B.O. 0044-84
11.	Received Agreement for Sanitary Sewer Construction between Little Turtle Territories, Inc. and the City of Fort Wayne for FALLEN TIMBERS "Sec. C".	Approved and order sent to Common Council April 3, 1984 for prior approval.

3/28/84 Meeting Adjourned at 9:55

David J Kiest

David J. Kiester, Chairman

Betty R. Collins

Betty R. Collins, Member

Frank W. Heyman, Member

Attest:

Helen V. Gochenour

Helen V. Gochenour, Clerk

WEDNESDAY, APRIL 4, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910 - City County Building
Meeting at 9:00 A. M.

David J. Kiester, Chairman
Betty R. Collins, Member
Helen V. Gochenour, Clerk

Present

1. AWARD CONTRACT

Received tabulation and recommendation prepared by Water Engineering for Contract 84-W-1, Cook Road Industrial Park - Concrete Northwest Reservoir Division I.

AWARDED CONTRACT to PRELOAD TECHNOLOGY, INC. of Garden City, New York in the amount of $976,690.00; subject to Councilmanic approval. Ordered Water Engineering to Prepare contract documents.

2. AWARD CONTRACT

Received tabulation and recommendation prepared by Water Engineering for Contract 84-W-2, Cook Road Industrial Park - High Services and Northwest Booster Pump Station Division II.

AWARDED CONTRACT to INDIANA CONSTRUCTION CORPORATION, FORT WAYNE in the amount of $524,200.00; subject to Councilmanic approval. Ordered Water Engineering to prepare contract documents.

3. AWARD CONTRACT

Received tabulation and recommendation prepared by Water Engineering for Contract 84-XP-1, Lima-Cook-Huguenard Water Works Improvement - Feeder Main - EDA No. 06-01-0195; for Division A, B, and C, Industrial Development.

AWARDED CONTRACT to the following subject to Councilmanic approval and ordered Water Engineering to prepare contract documents.

DIVISION A - BERCOT, INC. - $266,036.90

DIVISION B - ALL STAR CONSTRUCTION, INC. - $468,046.73

DIVISION C - ALL STAR CONSTRUCTION, INC. - $ 96,841.77

4. Received payment request - No. 68; AWT Project C-180774-03; from Howard Needles Tammen & Bergendoff for construction engineering services for the period of January 21, 1984 through February 17, 1984; WPC Plant Expansion.

Approved and ordered payment from City Utilities Accounting:

Due by check:	$6,614.93
Due by note:	$1,167.34

5. Received payment request - No. 24; from Clyde E. Williams & Associates; for services from January 2, 1984 through February 25, 1984 in the amount of $1,364.25 for Project HES-MG-HHS-200-9 (1) Construction Engineering Coliseum Blvd. Signal Interconnect.

Approved and ordered payment from L.R.&S. Account #13897200114431.

6. Received Special Street Permit - Centennial Industrial Park, Section I (Banner Drive)

Approved.

7. Received Special Street Permits - Centennial Industrial Park, Section III,
Independence Drive
Conestoga Drive
Cavalier Drive

Approved.

8. RESOLUTION 74-18-08

WHEREAS, Centennial Development Corporation have petitioned and requested the Fort Wayne Commission to hold a public hearing upon the vacation of the following portion of a plat in Fort Wayne, Allen County, to wit:

> Vacation of Block "A" in Centennial Industrial Park,
> Section II, according to the recorded plat thereof.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, said vacation of portion of a plat has been routed through the following depart Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engi Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation said portion of a plat hereinbefore described conforms to the general policy and pattern development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said portion of hereinbefore described be and the same is hereby approved subject to easements as requir all public utilities occupying and using said portion of a plat or part thereof for the and operation of its utility facilities shall not be deprived of said use on account of proceedings unless any said utilities shall file a written consent to said vacation.

APPROVED: APRIL 4, 1984. A true copy herein incorporated.

9. RESOLUTION 74-18-09

WHEREAS, Petrusco Realty, and J&D Management Corporation have petitioned and requested t Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the follow public alley in Fort Wayne, Allen County, to wit:

> The first north-south alley lying west of Sherman Boulevard from the south right-of-way line of Clayton Avenue to the north right-of-way line of West State Boulevard, being more particularly described as follows:
>
> Beginning at the northwest corner of Lot 17 in Lillie Place Addition; thence south along the west boundary lines of Lots 17, 18 and 19 in Lillie Place Addition to the north right-of-way line of West State Boulevard; thence west along said right-of-way line to the southeast corner of Lot 2 Clayton Place Addition; thence north along the east boundary lines of Lots 2 and 1 in Clayton Place Addition to the south right-of-way line of Clayton Avenue; thence east along said right-of-way line to the point of beginning ("Alley")

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code, Secti and,

WHEREAS, notice of public hearting has been given by due and proper publication

WHEREAS, said vacation of public alley has been routed through the following dep Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engi Electrical Engineering, Park Board, and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the v of said public alley hereinbefore described conforms to the general policy and pattern o development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said pu alley hereinbefore described be and the same is hereby approved subject to easements as by all public utilities occupying and using said public alley or part thereof for the va and operation of its utility facilities shall not be deprived of said use on account of proceedings unless any said utilities hsall file a written consent to said vacation.

APPROVED: APRIL 4, 1984. A true copy herein incorporated.

10. RESOLUTION 74-19-10

WHEREAS, RKO Bottlers of Fort Wayne, Inc. have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public street situated in Fort Wayne, Allen County, to-wit:

> Beginning at the interesection of the south property line of First Street and the east property line of Cass Street; thence easterly on and along the south property line of First Street a distance of 120 feet; thence northerly a distance of 50 feet; thence westerly on and along the north property line of First Street a distance of 120 feet to the northeast corner of Cass and First Streets; thence northerly on and along the east property line of Cass Street a distance of 300 feet to the southeast corner Second and Cass Streets; thence westerly a distance of 50 feet to the southwest corner of Second and Cass Streets; thence southerly on and along the west property line of Cass Street a distance of 300 feet to the northwest corner of First and Cass Streets; thence westerly on and along the north property line of First Street a distance of 135 feet to the northeast corner of First Street and a 12 foot alley between First and Second Streets and Wells and Cass Streets; thence southerly a distance of 50 feet to the southeast corner of First Street and 12 foot alley between First Street and the Penn-Central R.R. and Wells Street and Cass Street; thence easterly on and along the south property line of First Street a distance of 135 feet to the southwest corner of First Street and Cass Street; thence southerly on and along the west property line of Cass Street a distance of 150 feet; thence easterly a distance of 50 feet to the east property line of Cass Street; thence northerly on and along the east property line of Cass Street a distance of 150 feet to the point of beginning.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of public street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public street hereinbefore described by and the same is hereby approved subject to easements as required by all public utilities occupying and using said public street or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

APPROVED: APRIL 4, 1984.	A true copy herein incorporated.
11. Received Contract No. 8402, SAWMILL WOODS SEC. II, from Water Engineering for Water Main Extension; Contributor is Sawmill Woods Development Corporation; and construction to be completed by Geiger Developing, Inc. Total cost of project $11,740.00; City to receive $840.00; Geiger $10,900.00; B.O. 43-84; W.O. 63667.	Approved, and two (2) copies sent to Water Engineering.
12. Received request for Sanitary and Storm Sewers Permits for SAWMILL WOODS, SECTION II from SAWMILL WOODS DEVELOPMENT CORP. and construction to be performed by Geiger Developing, Inc., as follows:	Approved.
"A proposed storm sewer being located in part of DeRome's Reserve in Township 31 ....."; Value of the work is $8,900.00.	B.O. 0045-84 Issued.
"A proposed 8 inch sanitary sewer being located in part of DeRome's Reserve ...."; Value of the work is $11,000.00.	B.O. 0046-84 Issued.

13. Received payment request - No. 6 - for the Levee/Rivergreenway Project from Main Street to Clinton Street along the North Bank of the St. Marys River. Per agreement with the Park Board dated 12/29/82 from Bonar & Associates and payment to be made to Fleming Excavation, Inc. in the amount of $785.65.

Approved and ordered payment from Account 010-006-RVRG-4431.

14. Received Amended Sewer description for Village of Buckingham, Section I, Sanitary Sewer Extension. Contract No. 8304, W.O. 63625, Northeastern Enterprises, Inc.

Approved and Amended Letter of Accep to be sent.

15. Received request for Sanitary and Storm Sewers Permits for LAKES OF BUCKINGHAM NORTH PHASE II and construction to be performed by Kurtz Excavating, Inc. as follows:

Approved.

"An 8" Sanitary sewer commencing at a temporary clean out located at the south ...." etc. - Value of the work is $17,000.00.

B.O. 0047-84 Issued.

"Commencing at the above referenced manhole #3 at station 1 + 30, ..." Value of the work is $13,000.00.

B.O. 0048-84 Issued.

16. Received the following driveway applications.

Approved and permits issued.

6615 Brotherhood Way	Contractor: Silkworth Comm. Builder
3602 E. Washington Blvd.	Contractor: Exner Construction
2704 Knightsbridge Pl. (drive on Buckhurst Run)	Contractor: Jim Brunson
7716 Bisque Ct.	Contractor: Custom Crest Homes
725 Valdosta Drive	Contractor: Custom Crest Homes

17. Received the following street light petition:

The 2800 Block of South Barr Street from Leith Street to Esmond Street.

Approved and referred to Street Ligh Engineering to investigate and repor

18. Received Recommendation for 1984 Light Orders to be installed in 1984 when monies become available as follows:

Approved and Light orders sent to Street Light Engineering.

3 Wood poles and 3 - 150 watt HPS Luminaries - 5200-5400 blk of Standish Drive. $1820.
3 Wood poles and 3 - 150 watt HPS Luminaries & lamp - 5200-5400 blocks Plaza Dr. $1830.
3 - 150 watt lights on Alum. poles in the 4100 - 4200 blocks of Oliver St. $2700.

19. Received Final Assessment Roll for benefits and damages prepared by Street Engineering for Declaratory Resolution 1442-84, Condemnation of Right-of-Way on Robert Street.

Approved and Notice of Assessment fo Benefits and Damages was sent from t Final Assessment Roll to the propert owners at $1.00 each. Hearing sched for April 26th, 1984 at 3:30 P.M.

April 4, 1984 meeting adjourned at 9

David J Kiest

David J. Kiester, Chairman

Betty R. Collins

Betty R. Collins, Member

Frank W. Heyman, Member

Attest:

Helen V. Gochenour

Helen V. Gochenour, Clerk

FRIDAY, APRIL 6, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910 - City County Building
Meeting at 9:00 A.M.

David J. Kiester, Chairman Betty R. Collins, Member Helen V. Gochenour, Clerk	Present

1. Contract 84-XP-1, Lima-Cook-Huguenard Water Works Improvement - Feeder Main - EDA No. 06-01-0195; for Division A, B, and C, Industrial Development. Division A - Bercot, Inc. $266,036.90 Division B - All Star Construction - $468,046.73 Division C - All Star Construction - $96,841.77	Approved and sent to Common Council on April 10, 1984.
2. Contract 84-W-II, Cook Road Industrial Park - High Services and Northwest Booster Pump Station Division II. Indiana Construction, $524,200.00.	Approved and sent to Common Council on April 10, 1984.
3. Utility Agreement between Board of Public Works and City Utilities for utility facilities located on State Blvd. from 1000 ft. west of Reed Road to Bullerman Ditch - granted permit to be located within highway Right-of-Way.	Approved and a true copy herein incorporated.

4/6/84 meeting adjourned at 9:30 A.M.

David Kiester
David J. Kiester, Chairman

Betty R. Collins
Betty R. Collins, Member

Frank W. Heyman, Member

Attest:

Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, APRIL 11, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting held at 9:00 A.M.

David J. Kiester, Chairman Frank W. Heyman, Member Helen V. Gochenour, Clerk	Present

1.	Received payment request #3 - Resolution 396-83, B.O. 176-83; Centennial Park Sanitary Sewer, from Scheidleman Excavating, Inc. their Invoice No. 1056 dated March 30, 1984, Job No. 8384-05 in the amount of $25,928.24 (includes 10% retainage).	Approved and ordered payment from Cit Utilities Accounting.
2.	Received Change Order No. 9 - for AWT-Phases A, B & C (EPA Project No. C-180774-03) for an increase of $18,338.00 making the total contract in the amount of $12,541. 075.25.	Approved and order sent to Common Council on April 24, 1984.
3.	Received Sanitary Sewer Extension Construction Permit for Maplecrest & Trier Road - to Northeast Redi-Med Building Partnership located at 4011 Parnell Avenue, City, 46805; Construction to be performed by Lenacher Excavating Co., Grabill- Value of the work is $4,630.00.	Approved. B.O. 0049-84
4.	Received Resolution for area connection fees on St. Joseph Service Area, revised per Mr. Snouffer's comments.	Approved and adopted. Resolution forwarded to WPC Engineering to be recorded. A true copy herein incorpo
5.	Received Resolution for area connection fees on Spy Run Service Area, revised per Mr. Snouffer's comments.	Approved and adopted. Resolution forwarded to WPC Engineering to be recorded. A true copy herein incorpo
6.	Received Resolution for area connection fees on Junk Ditch Service Area, revised per Mr. Snouffer's comments.	Approved and adopted. Resolution forwarded to WPC Engineering to be recorded. A true copy herein incorpo
7.	Received Certificates of Completion from Hagerman-Shambaugh for AWT, Phases A, B, and C Project - Contract dated October 28, 1981 for Advanced Wastewater Treatment C180774.	Approved.
8.	Received Sanitary Sewer Extension Agreement for Redi-Med Emergency Clinic on Maplecrest and Trier Roads.	Approved and forwarded to Common Coun for prior approved on April 17, 1984. Formal approval by Common Council on April 24, 1984- a true copy on file i vault.
9.	Received garden permit from Walter & Helen B. Foster at 1011 N. Anthony, Fort Wayne for the period of April 1, 1984 to October 31, 1984 inclusive, for gardening purposes on City street property west of Lot 34, Anthony Blvd. Place Addition and extending 10' of the Dike.	Approved permit issued.

10. Received petition from Carol Lynn Rulka, 1050 Northwood Blvd. to replace deteriorated curbing fronting at said location per BOW 50%-50% cost participation policy.	Approved and referred to Street Eng'g. to investigate and report. B.O. #0050-84
11. Received the following driveway applications.	Approved and permits issued.
1022 Bethany Lane Permit R-10-84	Contractor Holida Homes
1026 Bethany Lane Permit R-11-84	Contractor Holida Homes
2221 Reed St. Permit C-8-84	Contractor Brooks
12. Received Storm Sewer Construction Permit for Wholesale Liquors, Inc. at 5718 West Jefferson. Construction will be performed by Land, Inc. at a value of the work at $17,281.40.	Approved. B.O. 0051-84 issued.
13. Received Certificate of Substantial Completion - WPC Plant Expansion - AWT C-18077403 from Howard Needles Tammen & Bergendoff. The date of acceptance by the City of Fort Wayne of the substantial completion being January 18, 1984 at 12:01 A.M.	Approved.

4/11/84 meeting adjourned at 9:45 A.M.

David J Kiest

David J. Kiester, Chairman

Betty R. Collins

Betty R. Collins, Member

Frank W. Heyman, Member

Attest:

Helen V. Gochenour

Helen V. Gochenour, Clerk

WEDNESDAY, APRIL 18, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting held at 9:00 A.M.

David J. Kiester, Chairman Frank W. Heyman, Member Helen V. Gochenour, Clerk	Present

1.	Received Payment Request - Contract 83-XP-5 Centennial Industrial & Business Park - Partial Payment No. 2 - B.O. 177-83 W.O.63655, T&G Excavating, Inc. in the amount of $17,804.46 covering Invoices 3715,16, and 17, with a retainage of $1,978.27.	Approved and ordered payment from Cit Utilities Accounting.
2.	Received Payment Request - Resolution 5975-83, Hamilton Park, Phase II (Alternate #1) - P. O. A-27029-B.O. 140-82, from L. W. Dailey, Inc. in the amount of $1,453.50, retainage.	Approved and ordered payment from CD& App. #1-95-008-HPC-94-431.
3.	Received Payment Request - Resolution 5975-83, Hamilton Park, Phase II (Alternate #2) B.O. 140-82, P.O. A-27029, from L. W. Dailey, Inc. in the amount of $2,619.50, retainage.	Approved and ordered payment from CD& App. #1-95-008-HPC-94-431.
4.	Received Payment Request - Resolution 5975-83, Hamilton Park, BAse Bid, P.O. A-27029 - B.O. 140-82 from L. W. Dailey, Inc. in the amount of $4,086.03, Retainage.	Approved and ordered payment from CD& App. #1-95-008-HPC-94-431.
5.	Received Payment Request - Contract 83-XP-4, Airport Drive and Ferguson Road, B.O. 22-83, W.O. 63614, Invoice No. 4044, Partial Payment #3 from Land Excavating, Inc. in the amount of $55,099.12.	Approved and ordered payment from Cit Utilities Accounting.
6.	Received Miscellaneous Invitational Bids - NE & NW Corners of Anthony & State; 2515 Clara Avenue; 1814 & 1815 Clara Avenues. Received low bid in the amount of $3,824.10 (35% lower than the engineer's estimate), from Hipskind Concrete Corporation. Street Engineering requests a Purchase Order be issued to Hipskind in the amount of $3,425.10 for the City's share and property owners share will be $399.00. This to be paid from App. No. 3-45-006-BWC-P4-431.	Approved, and forwarded to Betty Schm to prepare formal purchase order.
7.	Received Supplemental Agreement No. 2 for Step 3 Engineering Services for AWT, Phase A, B. C (C-180774) for extension of time; from Howard Needles Tammen & Bergendoff.	Approved
8.	Received Change Order No. 1 - Midwest Mole Resolution 386-83, Division II, Berry St. Sewer Abandonment & Interconnection Project, allowing for the completion of the abandonment work along the N&W RR between Monroe & Harmar Streets, an increase of $79,389.00 making the total contract cost of $291,249.00.	Approved and order sent to Common Council on April 24, 1984

9.	Received request from Water Engineering to advertise "Notice to Contractors" for the repair and repainting of the Brooklyn-Kinsmoor Elevated Water Tank.	Approved. Advertise "Notice to Contractors" April 27 and May 4, 1984. Receive Bids May 16.
10.	Received Small Claims Contract between City Utilities and Snouffer, Haller & Colvin for processing actions through Small Claims Court.	Approved, and Herein Incorporated.
11.	Received Water Contract #8401, Lakes of Buckingham North, Section II, B.O. 42-84, W.O. 63666; Inspection, pressure-testing, disinfection and engineering fee in the amount of $710.00 has been received.	Approved and Herein Incorporated.
12.	Received Contract 84-W-1, Cook Road, Northwest Reservoir - Preload Technology, Inc, Garden City, New York covering the amount of $976,690.00 (Contract Price.)	Approved and forwarded to Common Council on April 24, 1984.
13.	Received request for Garden Plot from Ileane & Howard LeClaire - to use City Street Property West of Lot 31, Anthony Blvd. Place Addition, 1000 block of Garfield Street, for period beginning 4/18/84 to 10/31/84.	Approved, and permit issued.
14.	Received Driveway applications as follows: 2234-2236 Versailles Village Place (2 drives-condo) Contractor Gerald R. Baker 2615 Vance Avenue contractor Ned Keener Construction Co. 3611 Hastings Road Contractor Ned Keener Construction Co. 2233-2235 Versailles Village Place Contractor Gerald R. Baker 5418 Tunbridge Crossing Contractor Colonial Homes 2703 Knightsbridge Pl. on Buckhurst Contractor Windsor Homes 803 Valdosta Contractor Windsor Homes	Approved and permits issued.
15.	Received Petition for decorative ornamental lights as follows: W. Killea Street (Hoagland to Calhoun Street.) W. Leith Street (Hoagland to CalhounStreet)	W. Killea St. - B.O. 0053-84 W. Leith St. - B.O. 0054-84 Approved and referred to Street Light Engineering to investigate and report.
16.	Received Sidewalk Petition for the replacement of deteriorated sidewalk fronting property at 222 W. Hollis Lane per BOW cost participation policy as 25% City and 75% Property Owner Cost.	Approved and and referred to Street Engineering to investigate and report. B.O. 0052-84 Issued.
17.	Received Street Light Petition as follows: 1611 W. Fourth Street - (Schilling & Fourth)	Approved and referred to Street Light Eng'g. to investigate and report.
18.	Received Payment Request - Partial Payment No. 1 - Lawrence Drain Improvement Project B.O. 187-93 Res. 391-83; from T-G Excavating, Inc. in the amount of $51,105.60 W.O. 72690, Inv. No. 3704 and a retainage of $5,678.40; delivery receipt F-10195.	Approved and ordered payment from Appr. # 330-006-SEWR-4364.
19.	Received Payment Request - Partial Payment No. 2 - Lawrence Drain Improvement Project B.O. 187-83 Red. 391-83; from T-G Excavating, Inc. in the amount of $50,193.00 W.O. 72690, Inv. No. 3719 and a retainage of $5,577.00,	Approved and ordered payment from Appr. # 330-006-SEWR-4364.

20.	Received Change Order No. 1 - Lawrence Drain - B.O. 187-83, Res. 391-83, from T-G Excavating, Inc. for a decrease of $8,625.00 and an increase in completion time to 60 calendar days. Date of completion to be July 11, 1984.	Approved and forwarded to Common Coun April 24, 1984.
21.	Received Sewer Maintenance Agreement with RKO - Cass Street between Second Street and 150' South of First Street and First Street between the first alley West of Cass Street and first alley East of Cass Street.	Approved and forwarded to WPC Enginee to be recorded. Herein Incorporated.

4/18/84 meeting adjourned at 9:45 A.M

David J Kiest

David J. Kiester, Chairman

Frank W. Heyman, Member

Betty R. Collins, Member

Attest:

Helen V. Gochenour

Helen V. Gochenour, Clerk

WEDNESDAY, APRIL 25, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting held at 9:00 A.M.

David J. Kiester, Chairman Frank W. Heyman, Member Helen V. Gochenour, Clerk	Present
1. Received a Utility Agreement between the City and Cox Cablevision for utility facilities located at State Blvd. from 1000 ft. west of Reed Road to Bullerman Ditch.	Approved and a true copy herein incorporated.
2. Received report from Water Engineering Department for Res. No. 1029-83, B.O. 48-83, W.O. 63428, Columbia Avenue Water Main Extension; project inspected and found substantially complete.	Approved. Advertise for public hearing, on confirmation of final assessment roll. Advertise: May 4 and May 11, 1984 Mail Notices May 11, 1984. Hearing May 24, 1984.
3. Received recommendation from WPC Engineering notifying Park Department of the City's position regarding Swinney Park Sanitary Sewer Extension, B.O. 90-83.	Approved and returned to WPC Engineering. Copy herewith for our files.
4. Received Improvement Resolution No. 5997-84 for demolition of City Utilities building at 308 East Berry Street. Street Eng'g. requests advertising for bids.	Approved. Advertise for bids. Advertise: May 4 and May 11, 1984 Bid Opening on 5/23/84 - and herein incorporated.
5. Received an agreement for Professional Services from Bonar & Associates for the Conservancy District as well as the conclusion of the Maumee River Flood Control Project. Not to exceed $5,000.00.	Approved, and a true copy herein incorporated.
6. Received an agreement for Professional Services from Bonar & Associates for assisting the City in planning, design, construction, operation and maintenance of its municipal water & sewer system and other public works facilities.	Approved, and a true copy herein incorporated.
7. Received payment request for CD&P projects covering period of 1/3/84 thru 3/31/84 from Street Engineering, Invoices 1 thru 16.	Approved and ordered payment from CD&P.
8. Received Change Order No. 2 for Resolution 394-83; Baer Field Air Traffic Control Tower, Sanitary Sewer Extension, B.O. 183-73 in the amount of $2,618.25 added to the contract making a new total contract in the amount of $27,850.68.	Approved and forwarded to City Council May 15, 1984.

9. Received request from Bonar & Associates to retain a soils consultant to perform an analysis as required by the Indiana Department of Highways for "Bluffton Road Improvement Project No. M-F 080(1). Cost not to exceed $3,000.00.

Approved and copy sent to Bonar a
a true copy herein incorporated.

10. Received proposed amendment to Engineering Agreement dated June 1, 1977 for Improvement to Fort Wayne Railroad-Street Grade Crossings. Article 1 - SCOPE be amended to add "and such other crossings that the owner may designate".

Approved and original forwarded
to Transportation/Design, Carl O'
Copy filed.

11. RESOLUTION 74-28-11

WHEREAS, William Arthur Junk, Mary Jane Junk and the New York, Chicago and St. Louis RR have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public right-of-way situated in Fort Wayne Allen County,to-wit:

> Beginning at a point which is the interesection of the Westerly line of Webster Street, sixty-six (66) feet wide as now established and the southerly line of Superior Street; thence south eleven degrees, forty-eight minutes, four and six tenths seconds east along the said westerly line of Webster Street, a distance of one hundred thirty-four and twelve one hundreths (134.12) feet to a point; thence northeasterly across Webster Street, a distance of sixty-six and sixty-four one hundreths (66.64) feet to a point in the easterly line of Webster Street that is twenty-five and thirteen one hundreths (25.13) feet northerly from the southwest corner of sublot number six in Block 3 of Ewings Addition to the City of Fort Wayne, the same being measured along the said easterly line of Webster Street; thence north eleven degrees, forty-eight minutes, four and six tenths seconds east along the said easterly line of Webster, a distance of one hundred twenty-four and seventy-three one hundreths (124.73) feet to a point in the southerly line of Superior Street; thence west parallel with the southerly line of Superior Street a distance of sixty-six (66) feet to the point of beginning;

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication th

WHEREAS, said vacation of public right-of-way has been routed through the following de
Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control En
Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacatio
public right-of-way hereinbefore described conforms to the general policy and pattern
set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public r
hereinbefore described be and the same is hereby approved subject to easements as requ
by all public utilities occupying and using said public right-of-way or part thereof f
vacation and operation of its utility facilities shall not be deprived of said use on
of these proceedings unless any said utilities shall file a written consent to said va

APPROVED: April 25, 1984.

A true copy herein incorporated

12. Received street light petitions as follows:
3316 Lwr. Huntington Rd. & Baer Rd.
Harrison St. from Burns Blvd. to Pursley Dr.

Approved and referred to Street L
Engineering to investigate and re

13. Received petition for removal of corner at 2701 Fairfield Avenue from petitioner Michael F. Brugliera (owner).

Approved and forwarded to Street
to investigate and report.

14. Received the following driveway applications. 1900 Carew Street - Contractor-Earth Construction Co. 4124 Tacoma Avenue - Contractor-Roussel Concrete Const. 3536 Parkhill Drive fronts on Catherine - Contractor - William E. Lowan Property	Approved and permits issued.
15. Received FINAL Change Order No. 3 for Resolution No.328-80, B.O. 16-80 Project No. C-180599-07, Westgate-Washington Heights" project; to Ground Services, Inc. Contract price increased by $42,124.46 making the total new contract $425.489.46.	Approved and forwarded to City Council on May 15, 1984.

4/25/84 meeting adjourned at 9:45 A.M.

David J Kiester

David J. Kiester, Chairman

Betty R. Collins

Betty R. Collins, Member

Frank W. Heyman, Member

Attest:

Helen V. Gochenour

Helen V. Gochenour, Clerk

PUBLIC HEARING

THURSDAY, APRIL 26, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting at 3:30 P.M.

David J. Kiester, Chairman
Betty R. Collins, Member
Helen V. Gochenour, Clerk

1. Final Hearing for confirmation of of Final Assessment Roll of Benefits and Damages for Resolution No. 1442-84, Condemnation of Right-of-Way, for Roberts Street.

Approved. Board confirmed final Assessment Roll and ordered sent to Department of Finance.

Book 12 - Page 1 (Assessment book

4/26/84 meeting adjourned at 3:45

David J Kiest
David J. Kiester, Chairman

Betty R. Collins
Betty R. Collins, Member

Frank W. Heyman, Member

Attest:

Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, MAY 2, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910,City County Building
Meeting at 9:00 A.M.

David J. Kiester, Chairman Frank W. Heyman, Member Helen V. Gochenour, Clerk	Present
1. Received Light Orders from Street Light Eng'g.'s investigation as follows:	Approved.
Gaywood between Pettit & Maple Grove. (St. Light recommends the installation of three (3) 150 watt H.P.S. lights on alum. poles in 4800 blk of Gaywood.)	Order 5171
Bowser between 5708 and 5721. (St. Light recommends the installation of two (2) 150 watt H.P.S. luminaries and lamps on existing poles in the 5100 blk. of Bowser.	Order 5165
2. Received Sanitary Sewer Extension Construction Permit from WPC Eng'g. for Canterbury Branch Lincoln National Bank & Trust Company. Construction to be performed by Hitzfield Excavating, Inc. and the value of the work to be constructed is $13,000.00. Completion of construction within 60 days and completion affidavit to be filed within 30 days after construction completion.	Approved and B.O. #0057-84 issued.
3. Received recommendation from WPC Eng'g. to accept Maysville Road Sanitary Sewer Extension as an integral part of City's sanitary sewer system.	Approved, and acceptance letter written. Guaranty Bond expires May 2, 1985.
4. Received a directive to extract $451.50 plus court costs from retainage monies on Resolution 328-80, Spy Run Study Area C-180599-07, B.O. 16-80 fromGround Services, Inc., Contractor.	Approved and copy of directive forwarded to City Utilities Accounting.
5. Received payment request from Beveridge & Diamond, P.C. for professional services rendered during the months of February and March 1984, for EPA Deviation Requests.	Approved and ordered payment from City Utilities Accounting.
6. Received "Special Attorney Services" Contract from Robert J. Thompson, Jr., for special attorney services on behalf of City Utilities for "end user access charges" with a maximum fee of $15,000.00.	Approved.

7. Received Contract from Robert L. Thompson, Jr. on behalf of City Utilities for special attorney services for intervention in the PSC Cause No. 37457 "Petition of Indiana & Michigan to increase rates and charges etc."; at a rate of $40.00 per hour for work performed in the office and $65.00 per hour for work performed out of the office and a maximum reimbursement on this contract of $15,000.00.	Approved.
8. Received Contract from Robert L. Thompson, Jr., on behalf of City Utilities for special attorney services for intervention in the PSC Cause No. 37470 "Petition of Indiana & Michigan" to utilize fuel cost levelization, etc., at $50.00 per hour for work performed in the office and $65.00 per hour for work performed out of the office with a maximum reimbursement not to exceed $15,000.00	Approved.
9. Received Contract from Robert L. Thompson, Jr., on behalf of City utilties for special attorney services for intervention in the PSC Cause No. 37458 "Investigation" into allegations of excess generating capacity by No. Indiana Public Service Co. (NIPSCO), etc., at a rate of $50.00 per hour for work performed in the office and at a rate of $65.00 per hour for work performed out of the office with a maximum reimbursement not to exceed $15,000.00.	Approved.
10. Received Contract from Robert L. Thompson, Jr., on behalf of City Utilities for special attorney services for intervention in PSC Cause No. 37472 "Matter of Wabash Valley Power Authority" for approval of charge of rates and charges, etc., at a rate of $50.00 per hour for work performed in the office and at a rate of $65.00 per hour for work performed out of the office with a maximum reimbursement not to exceed $15,000.00.	Approved.
11. Received Driveway applications as follows:	Approved and permits issued.

1522 Inwood Drive. Contractor: Graber & Graber-Permit No. C-9-84
7702 Tendall Ct. Contactor: Princeton Homes - Permit No. R-31-84
1824 Glendale, Contractor: Graber & Graber - Permit No. R-21-84
2012 Edith, Contractor: Robert J. Houser - Permit No. R-26-84
3216 Inwood Drive, Contractor: Deer-Mer Const. - Permit No. R-29-84
1002 Bethany Lane, Contractor - Holida Homes - Permit No.R-28-84
518 Irene, Contractor: Robert J. Houser - Permit No. R-23-84
823 Ardis Drive, Contractor: Simerman Const. Co. - Permit No. R-30-84

12. Received Street Light petition for the 2000 Block of Thompson Avenue & 1300 Block of Michigan Avenue providing for the street light on I&M E Co. pole A-475-1123 directly behind 1328 Michigan (north alley.)	Approved and order forwarded to Street Light Engineering for investigate and

13.	Received a sidewalk petition from Dorsey & Luella McFarland, providing for the replacement of deteriorated sidewalk fronting 218 West Hollis Lane per BOW cost participation policy of 25% City cost and 75% property owner cost.	Approved and forwarded to Street Engineering to investigate and report.
14.	Received a curb petition from Earl McCagg, 4440 Warsaw Street providing for the replacement of deteriorated curbing fronting property at 4440 Warsaw St.	Approved and forwarded to Street Engineering to investigate and report.
15.	Received a request from Z. K. Tazian seeking approval of a street design for HOVAN PARK, Secondary Plat. Hovan Drive will be a cul-de-sac street, approx. 400 feet long running West from existing Speedway Drive. The pavement is proposed to be 24 feet wide with 4 foot shoulders, drained by side ditches and contained wihtin a 50 foot right-of-way. This size is below generally accepted industrial street standards, but it is reasonable as it only serves five (5) lots and will have very limited use. The use of side ditches is also consistent with existing development in this area. The right-of-way width of 50 feet is sufficient to contain this design and also allows the maximum utilization of the available land.	Approved and confirming letter forwarded to Z. K. Tazian.
16.	Received Payment Request - AWT, Phases A, B & C - Partial pay estimate No. 26 to Hagerman-Shambaugh, C-180774-03 for the period covering 12/31/83 to 4/11/84.	Approved and ordered payment from City Utilities Accounting: Check: Hagerman/Shambaugh $33,042.47 Note: $5,831.03
17.	Received Authorization of Payment for release of retainage to Hagerman-Shambaugh for AWT, C-180774-03; and retainage in the amount of $625,110.09 with $10,000.00 to be held by the Board of Public Works until punchlist is satisfied.	Approved.
18.	Received Utility agreements between the City of Fort Wayne and the following listed utilities for utility facilities located at East State Blvd. from 1,000 ft. west of Reed Road to Bullerman Ditch for permission to be located within Highway Right-of-way as follows: General Telephone Company of Indiana Indiana & Michigan Electric Company NIPSCO (Northern Indiana Public Service Company) Citizens Cable of Allen County	Approved and a true copy herein incorporated.

19.	Received a proposal from Grinsfelder Wismer Boardman Architects, Inc. for a feasibility study for Hanna School at a maximum fee of $14,500.00 for the study.	Approved.

5/2/84 meeting adjourned at 3:45 P.M.

David J Kiest

David J. Kiester, Chairman

Betty R. Collins, Member

Frank W. Heyman, Member

Attest:

Helen V. Gochenour

Helen V. Gochenour, Clerk

WEDNESDAY, MAY 9, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting at 9:00 A.M.

David J. Kiester, Chairman Frank W. Heyman, Member Helen V. Gochenour, Clerk	Present
1. Received Payment Request - for professional services on repairing and repainting the Brooklyn-Kinsmoor Water Tower, W.O. 63665, B.O. 41-84 from Tank Industry Consultants, Inc. in the amount of $500.00.	Approved and ordered payment from City Utilities Accounting.
2. Received Payment Request - #4 from Scheidelman Excavating, Inc. for Centennial Park Sanitary Sewer Res. 396-83, B.O. 176-83, in the amount of $52,818.33, with a retainage of $5,868.70 covered under their invoice 1061, Job No. 8384-05, W.O. 72749.	Approved and ordered payment from City Utilities Accounting.
3. Received 'Authorization for Entry' from Joseph DeVille, DeVille Trust at 1202 Wells Street to have a tree (s) planted on the property per the Wells Street Revitalization Project covered under Res. 5995-83.	Approved.
4. Received the following Driveway Applications:	Approved and permits issued.
1218 W. Fourth St., Contractor: Steve Stalhut	Permit No. R-32-84
1522 Inwood Drive., Contractor: Graber & Graber	Permit No. P-6-84
4836-4904 Woodmark Drive., Contractor: Graber & Graber	Permit No. R-22-84
2812 Overlook Dr., Contractor: Affordable Homes	Permit No. R-34-84
5. Received the following Street Light Petitions:	Approved and forwarded to Street Light Eng'g. as follows:
Provide for the installation of an underground ornamental lighting system in the Westwood Valley Addition.	Approved and B.O. 0060-84 Issued
Provide for the installation of additional street lighting in the 4000-4100 block of Trier Road, Fort Wayne, IN.	Approved.
6. Received a petition for paving the alley between the 1300 block of West Jefferson, West Washington, from Garden Street to the West to Nelson Street to the East. Replace existing alley with possibly a new concrete alley. Also possible storm sewer in the middle of the alley to handle drainage problem.	Approved and forwarded to Street Eng'g. B.O. 0061-84 issued. for Alley paving. Copy forwarded to WPC Eng'g. B.O. 0063-84 for storm sewer, drainage problem.
7. Received 'Agreement for Sewer Extension' between Summit City Investments and the City of Fort Wayne and the area is in the city limits, therefore, no councilmanic approval is needed. Covering the area of St. Joe Center Road and Becker Street, Northwest Quarter Section 20, Township 31 North, Range 13 East; thence, Westerly a distance of 440± L.F. terminating at a proposed manhole.	Approved and a true copy herein incorporated. Returned to WPC Engineering to be recorded.

8.	Received request for Sanitary Sewer Extension Permit to Michiael W. Thomas, Longwood Development, 202 W. Berry St., for project LONGWOOD SECTION II, PHASE 3 - Construction to be performed by Porter Construction, Inc., 9716 Hoagland Rd., Hoagland, Indiana 46745, with the value of the work to be constructed at $9,404.00. Contractor to complete construction within 120 days and shall file a completion affidavit within 30 days after construction is completed.	Approved and issued B.O. 0062-84 and forwarded to WPC Engineering.
9.	Received 'Renewal of James L. Roth Lease for City-Owned Land in Hurshtown Area' for a term of 2 years beginning on the 1st day of June, 1984 and ending on the 31st day of May, 1986. Rental Fee as stated in the original agreement 71-223-20, shall be $1200.00 payable in installments of $600.00 per year, the first payment being due and payable on June 1, 1984 and a like sum on June 1, 1985, subject to the terms and conditions of said Agreement.	Approved.
10.	Received an 'Agreement between Owner and Architect for Construction Projects of Limited Scope' between the City of Fort Wayne and Grinsfelder Wismer Boardman Architects, Inc., 903 W. Berry St. on the feasibility study on the revitalization of Hanna School with a maximum fee of $14,500.00.	Approved and a true copy is herein incorporated.
11.	Received Improvement Resolution 5999-84 for Hanna-Creighton IX Phase III. Street Engineering requests advertising for bids and the bid documents will be $15.00 each.	Approved. Advertise for bids. Advertise: May 18 & 25, 1984 Mail Notices - May 25, 1984 Bid Opening: June 6, 1984
12.	Received Sewer Extension Agreement for Northwest Industrial Park, R&L Development, Inc. - cost of construction to be $30,290.00.	Approved and forwarded to City Counc May 15, 1984, for approval, and a tr copy herein incorporated.
13.	Received request from John H. Shelton for a temporary Private Sewage Connection Agreement.	Approved and forwarded to City Counc May 15, 1984, for approval, and a tr copy herein incorpoated.
14.	Received request for Sanitary Sewer Extension per for Woodview Health Care and the value of the work to be constructed is $20,402.00 and the contractor agrees to complete the construction of this project within 60 days and shall file a completion affidavit within 30 days after construction is completed.	Approved. B.O. 0064-84 issued.

15.	Received Sewer Reimbursement request to Northwest Washington Group from Robert & Margaret Reighter - 1828 W. Washington Center Road, Lot #3, Kahn's Sub. Addition in the amount of $3.377.52; and also received a sewer reimbursement from Raymond M. Pelz, 1914 W. Washington Center Road, in the amount of $3,377.52.	Approved and original Sewer Reimbursement request forwarded to New Water & Sewer Department.
16.	Received Plat of Sawmill Woods, Sec. II approved and submitted by the Fort Wayne City Plan Commission.	Approved.

5/9/84 Meeting Adjourned at 3:45 P.M.

David Kiest

David J. Kiester, Chairman

Betty R. Collins, Member

Frank W. Heyman, Member

Attest:

Helen V. Gochenour

Helen V. Gochenour, Clerk

WEDNESDAY, MAY 16, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting at 9:00 A.M.

David J. Kiester, Chairman
Frank W. Heyman, Member
Helen V. Gochenour, Clerk

Present

1. RECEIVE BIDS AS FOLLOWS:
Resoulution #84-W-3
Repairing & repainting of the Brooklyn-Kinsmoor Water Tower

17% CRAFTSMAN SERVICE	1 - $161,000.00 1a- $141,000.00
17% GEORGE KOUNTOUPES	1 - $ 83,000.00 1a- $ 75,000.00
15% J. L. MANTA, INC.	1 - $ 74,080.00 1a- $ 72,000.00
0% NEUMAN COMPANY	1 - $ 99,800.00 1a- $ 78,800.00

Award Contract on Wednesday, May 23
1984 at 9:00 A.M.

2. Received Payment Request -- Partial Payment No. 3 on Contract No. 83-XP-5 for Centennial Industrial & Business Park , B.O. 177-83, W.O. 63655, from T-G Excavating, Inc. their Invoices 3727 and 3728 in the amount of $8,298.04. Payment to contractor to be $7,468.23 and $829.81 (10%) to be held in escrow at Anthony Wayne Bank.

Approved and ordered payment from C
Utilities Accounting.

3. Received Payment Request for New Civic Center Parking Garage, Phase II, Miller-Davis Co. Contractor; $67.861.72: Retainage, from Gibson, Tourney, Kim, Inc., Architects, Certificate No. 16,

Approved and ordered payment from
Department of Finance.

4. Received Payment Request - Base Bid No. 4 covering Resolution No. 5989-83- Barr Street Improvement, B.O. #42-83, from L. W. Dailey, Inc. in the amount of $10,880.35, Less 10% retainage. Payment to be $9,792.32 and retainage is $1,088.03, Per Purchase Order No. A-29676

Approved and ordered payment from C
Appro. # 1-95-008-BAR-94-431.

5. Received Payment Request - From Clyde E. Williams & Associates for Project HHS 200-9 (1) Coliseum Blvd. Signal Interconnect Evaluation Study, Invoice No. 3 for the Bypass Computer System Evaluation Study, in the amount of $4,210.96.

Approved and ordered payment from
L.R.&S. Account #13897200114431.

6. Received Payment Request - Resolution 374-82, Group #9, Third Street, from Bonar Associates for GTE -Invoice M4-3505-84, in the amount of $12,503.33 and payment in full to be made in the amount of $7,814.00 (GTE and the City of Fort Wayne to share costs).

Approved and ordered payment from C
Utilities Accounting and charge to
DSR 44886.

FRONT

7.	Received Payment Request - from Eric Kuhne for Professional Services for the Rivergreenway & Waterworks Park In January, February, March and April 1984 in the amount of $3,766.73.	Approved and ordered payment from City Utilities Accounting, and to be paid from Water.
8.	Received Payment Request #4 - Contract No. 83-XP-4, Airport Drive & Ferguson Road, B.O. 22-83,W.O. 63614, Invoice No. 4053 from Land Excavating, Inc. in the amount of $1,603.80.	Approved and ordered payment from City Utilities Accounting.
9.	Received Payment Request from Bonar & Associates, Inc. for services on the Berry Street Sewer Abandonment- covering engineering services in the amount of $3,675.00.	Approved and ordered payment from City Utilities Accounting.
10.	Received Payment Request from Bonar & Associates, Inc. for engineering services on the Cook Road Water Reservoir & Pumping Station per contract dated 11/30/83 in the amount of $4,150.00.	Approved and ordered payment from City Utilities Accounting.
11.	Received Street Light Resolution 178-84, for Michigan Avenue N.S.A.	Approved and ordered to Advertise: Advertise: June 1 and June 8, 1984 Bid Opening: June 20, 1984. A true copy of Resolution 178-84 herein Incorporated.

12. RESOLUTION 74-39-12

WHEREAS, the City of Fort Wayne has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portion of a public street situated in Fort Wayne, Allen County, to-wit:

> Jefferds Avenue, from its point of intersection with the East line of Sidney Street and the Southwesterly right-of-way line of East Washington Boulevard all in Lincoln Highway Park Addition to the City of Fort Wayne,

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1974, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of portion of public street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said portion of public street hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of public street or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

Approved: May 16, 1984

A true copy herein incorporated.

13.	Received Maintenance Bond and notice of final inspection on Contract No. 8402 - Sawmill Woods Section II, W.O. 63667, B.O. 43-84 from Geiger Developing, Inc. and a Letter of Acceptance is to be issued to the contractor.	Approved and a Letter of Acceptance to the contractor was issued May 16, 1984

14. Received Change Order No. 1 for SHAR, INC. B.O. 178-83 to increase total contract Price. Added $2,088.08 to the contract for a total new contact price of $31,766.48.

Approved and forwarded to Common Co
May 22, 1984.

15. Received request covering Improvement Resolution #6000-84 and an estimate of quantities relating to the LA REZ NSA, PHASE III, "Action" project.

Approved and ordered to advertise:
Advertise: May 25 & June 1, 1984.
Bid Opening: June 13, 1984
A true copy herein incorporated.

16. Received a recommendation from Glen Patrick, Filtration Plant, for the conversion of three (3) boilers to Natural Gas.

Approved.

17. Received Sanitary Sewer Construction Permit and Performance Bond for the First Church of Nazarene - 3515 West State Blvd. - Construction to be performed by Bercot-Gibson Const. Co., Inc. with the value of the work to be constructed at $12,300.00.

Approved and B.O. 0067-84 issued.

18. Received Sanitary Sewer Extension Agreement made between Joseph Bieber, Darryl Schmidt and Harold E. Schmidt to construct a local sanitary sewer along Leesburg Road.

Approved and forwared to Common Cou
May 22, 1984. A true copy herein
incorporated.

19. Received the following Driveway Permits.

Approved and permits issued.

4401 S. Lafayette St., Contractor: Wayne Asphalt/Bill Dewert - Permit No. R-36-84
2417 Buckhurst Run, Contractor: Buescher Const., - Permit No. R-35-84
S.E. corner Covington Rd. & Jefferson St.,(U.S.24)-Contractor: Wayne Asphalt - Permit No.

20. Received the following sidewalk Petitions.

Approved and forwarded to Street En
for investigation and report.

3925 Shannon Drive — B.O. 0065-84 issued.

7006 Bluffton Road — B.O. 0068-84 issued.

21. Received the following Petition.

11-1200 blocks of W. Oakdale Drive from Broadway to Beaver Avenue for total replacement of street curbing, and for repair/replacement of damaged sidewalks where needed.

Approved and forwarded to Street En
for investigation and report.

B.O. 0069-84 issued.

22. Received the following Street Light Petitions.

Approved and forwarded to Street Li
Eng'g. for investigation and report

Butler Court (3307 Butler Court) Entire Court (Standard Lights) — B.O. 0070-84 issued.

Ridgelane Drive. (Standard Lights) — B.O. 0071-84 issued.

23. Received the following Light Orders:

Approved.

1800 block of Gruber	Order 5169
4001-4038 Buell Drive	Order 5170
alley between S. Harrison & S. Calhoun at the northend on an I&M Pole	Order 5168
alley between S. Harrison & Webster where the alley turns toward Webster	Order 5167
554 Kinnaird Avenue	Order 5164
2036-2101 Brooklyn	Order 5173
2000 Block of Sherman & Oakland Sts.	Order 5179
E. Sherwood Terr. from Warsaw to Avondale Dr.	Order 5178
Shadybrook Drive	Order 5175

24. Received request for 1984 Capital Improvements, Greater McMillen NSA for engineering work for the reconstruction of Radcliffe Street and Replacement of curbs and sidewalks along the street from Manford to Pontiac, and changed to engineering work for the reconstruction of Manford Street with curbs and sidewalks (south side only) from Fruehauf to Queen Sts. As an alternate, need estimates for the same work on Manford between Queen and Abbott Streets.	Approved and B.O. 28-84 issued.
25. Received request from WPC Engineering to publish "Notice to Contractors" for Resolution 889-83, Reed Road and Karen Avenue, Sanitary Sewers Extension B.O. 69-83.	Approved and ordered to Advertise. NOTICE TO CONTRACTORS: Publish: May 25 and June 1, 1984 Receive Bids: June 13, 1984.

5/16/84 meeting adjourned at 9:30 A.M.

David J Kiest

David J. Kiester, Chairman

Betty R. Collins, Member

Frank W. Heyman, Member

Attest:

L. Settimi McMahon

Helen V. Gochenour, Clerk
L. Settimi McMahon, Clerk Pro-Tem

WEDNESDAY, MAY 23, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting at 9:00 A.M.

David J. Kiester, Chairman
Frank W. Heyman, Member
L. Settimi McMahon, Clerk Pro-Tem

Present

1. BID OPENING - Resolution 5997-84, Demolition of City Utilities Building. Received bids as follows:

Gaines Construction	1.	$99,288.00
	2.	$15,000.00
	1a.	$15,000.00
	2a.	$12,500.45
	3a.	$ 2,300.00
RICHARD NESS EXCAVATING	1.	$20,140.00
	2.	$ 9,224.00
	1a.	$ 3,000.00
	2a.	$ 4,000.00
	3a.	$ 400.00

(Engineering Estimate - $41,800.00)

Award Contract on Wednesady, May 30 at 9:00 A.M.

2. AWARD CONTRACT - Contract 84-W-3- Repairing & Repainting of the Brooklyn-Kinsmoor Water Tower award to J. L. Manta, Inc., as follows:

Base Bid (item 1)	$74,080.00
Alternate Bid (item 2)	$72,000.00
Engineers Estimate	$88,000.00

Approved and Awarded contract to J. L. Manta, Inc., Chicago, Illinoi and approved going with item 1, bas bid of $74,080.00

3. Received Change Order No. 1 Resolution No. 5996-83 Central Business District Tree Planting - Downtown Street Trees - B.O. 142-83, to increase the base cost $485.00 making the total contract price of $18,723.00.

Approved and forwarded to Common Co June 12, 1984.

4. Received Payment Request - Resolution No. 5996-83 Central Business District Tree Planting - Downtown Street Trees - B.O. 142-83 in the amount of $18,238.00 less 10% retainage of $1,823.80 making the total payment $16,414.20.

Approved without the increase of th Change Order No. 1 dated 5/23/84 of $485.00.

5. Received "Bill of Sale For Water Distribution System and Easements for Maintenance Thereof" from Hoffman & Moppert for the transfer of the water system to the City Utilities, and also known as "Bill of Sale and Grant of Easement". One signed copy to be returned to Hoffman & Moppert for the Board of Aviation and a check in the amount of $200,000.00 for the sale of said system.

Approved and accepted, subject to t conditions contained therein and se forth in the Deed of Release from t FAA. A true copy herein incorpora

6. Received request for "Special Street Permit" to Sawmill Woods Development Corporation for construction on Sawmill Woods Drive, Sawmill Woods, Section II.

Approved.
Request forwarded to Street Enginee

7. Received petition for storm sewer in middle of alley between 1300 block of W. Jefferson, W. Washington from Garden Street to the west to Nelson St. to the East, Per B.O. 63-84.	Approved NEGATIVE RECOMMENDATION of the following: If the resurfacing as recommended by Street Eng'g. per B.O. 61-84 is implemented and all pot holes are brought to proper grade, no storm sewers are necessary.
Received report from Street Engineering on B.O. 61-84 covering same location as above board order.	Advertise for Public Hearing.
8. Received Street Lighting Petition for the south half of the 3000 block of South Barr, on South Barr, South Lafayette, & E. Wildwood.	Approved and forwarded to Street Lighting for their investigation and report.
9. Received petition for curb and driveway at 2715 Oxford Street.	Approved and forwarded to Street Engineering for their investigation and report. B.O. 0072-84 issued.
10. Received curbing petiton for 4440 Warsaw Street.	Approved and forwarded to Street Engineering for investigation and report. B.O. 58-84 issued.
11. Received the following driveway applications:	Approved and permits issued.

2221 Reed St. (YMCA) Contractor: Brooks Construction Permit No. P-4-84
4507 Kenilworth Constractor: Ned Keener Const. Permit No. R-38-84
7404 Knightswood Dr. Contractor: Ned Keener Const. Permit No. R-41-84
4033 Oliver Contractor: Ned Keener Const. Permit No. R-39-84
1063 Tennessee Ave. Constractor: Hipskind Concrete Permit No. C-13-84
5801 So. Anthony Contractor: Kirk Scheeler Permit No. C-11-84
1615 Lumbard St., Contractor: RonLunz Excavating Permit No. C-12-84
919 Pasadena, Contractor: Robert J. Houser Permit No. R-27-84
3228 Varsity Lane, Contractor: Robert J. Houser Permit No. R-25-84
1635 Emerson, Contractor: Robert J. Houser, Permit No. R-24-84
2517 Woodward Avenue, Contractor: Hipskind Concrete, Permit No. 37-84
5718 W. Jefferson, Contractor: Lou Petro-Brooks Const., Permit No. C-15-84 &P-12-84

12. Received Payment Request - Resolution No. 5978-83 (Base, Alt. I & III), Pontiac Place, PHASE II - Invoice from Gaines Construction for retainage held in the amount of $1,000.00.	Approved and forwared to CD&P for payment from App. # 1-95-008-PPC-94-431.
13. Received Payment Request - Resolution No. 5978-83 (Base, Alt. I & III), Pontiac Place, Phase II, McKee Street, Invoice from Gaines Construction P.O. A-26774, for Neighborhood Improvement Project in the amount of $170.00.	Approved and forwarded to CD&P for payment from App. No. 1-95-008-PPC-94-431.
14. Received Payment Request - Resolution No. 5978-83 (Base, Alt I & III) Pontiac Place, Phase II, invoice from Gaines Construction P.O. A-26774 - for seeding and fertilizing in the amount of $765.00.	Approved and forwarded to CD&P for payment from App. # 1-95-008-PPC-94-431.
15. Received Payment Rquest - Resolution No. 5978-83 (Alternate II) Pontiac Place, Colerick Street - invoice from Gaines Construction Co. for retainage held in the amount of $1,000.00.	Approved and forwarded to CD&P for payment fromJobs Bill Funds designated for this project.

16.	Received Payment Request - Resolution No. 5978-83 - Pontiac Place, Phase II (Alternate II) Colerick Street, invoice from Gaines Construction Co. for seeding and fertilizing in the amount of $570.00.	Approved and forwarded to CD&P for p from Jobs Bill Funds set aside for project.
17.	Received the following Light Orders.	Approved.
	behind 3727 Gaywood Drive. One (1) 100 W.H.P.S. alley light pkg.	Order 5192
	behind 2936 S. Anthony Blvd. One (1) 100 W.H.P.S. alley light pkg.	Order 5183
	behind 3920 & 3917 So. Park Drive. Two (2) 100 W.H.P.S. alley light pkgs.	Order 5184
	behind 4005 So. Webster St. One (1) 100 W.H.P.S. alley light pkg.	Order 5180
	behind 3227 Rodgers Street. One (1) 100 W.H.P.S. alley light pkg.	Order 5193

5/23/84 Meeting adjourned at 9:45 A

David J Kiest

David J. Kiester, Chairman

Betty R. Collins, Member

Frank W. Heyman, Member

Attest:

L. Settimi McMahon

L. Settimi McMahon, Clerk Pro-Tem

PUBLIC HEARING

THURSDAY, MAY 24, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting at 3:30 P.M.

David J. Kiester, Chairman
Frank W.Heyman, Member
L. Settimi McMahon, Clerk Pro-Tem

Present

1. HEARING ON CONFIRMATION OF ASSESSMENT ROLL:

   Resolution 1029-83 - For the construction of a Water Main in and along Columbia Blvd.

Approved and accepted.

Original Assessment Roll forwarded to Betsy Meyer, Controllers Office.

5/24/84 Meeting adjourned at 3:45 P.M.

David J Kiester
David J. Kiester, Chairman

Frank W.Heyman, Member

Betty R. Collins, Member

Attest:

L Settimi McMahon
L. Settimi McMahon, Clerk Pro-Tem

EXECUTIVE BOARD EMERGENCY MEETING

MAY 25, 1984

FRIDAY

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting

David J. Kiester, Chairman Frank W. Heyman, Member L. Settimi McMahon, Clerk Pro-Tem	Present
1. Letter Sent to Bowen Engineering Corporation c/o Henderson, Daily, Withrow & DeVoe 2450 One Indiana Square, Indianapolis, Indiana 46204 Attention: Thomas A. Withrow, Esq. RE: Bid Protest of Bowen Engineering Corporation City of Fort Wayne, Indiana Northwest Reservoir and Pumping Station Contracts 84-W-1 and 84-W-2	Approved and submitted as follows Original to: Bowen Eng'g. Corp. Indianapolis, IN. A TRUE COPY HEREIN INCORPORATED. Copies to: Bonar & Associates, I Terry Atherton, P.E. Mr. Jack Peterson Indiana Construction Corp. The Robert Henry Corp. Industrial Piping & Engineering C Shambaugh & Son, Inc. John Dehner, Inc. Bowen Engineering Corp. Paul Mathias, Esq. EDA Bruce Boxberger, Esq. Copies also to: Files 84-W-1 and

FRONT

David J. Kiester
David J. Kiester, Chairman

Frank W.Heyman, Member

Betty R. Collins, Member

Attest:

L. Settimi McMahon
L. Settimi McMahon,Clerk Pro-Tem

BID OPENING

TUESDAY, MAY 29, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting at 9:00 A.M.

David J. Kiester, Chairman	PRESENT
Frank W. Heyman, Member	
Helen V. Gochenour, Clerk	

1. Bid Opening for the purchase of land on Maysville Road as follows:	Awarded to GTE for bid of $4,500.

GTE	$4,500.00.

5/29/84 meeting adjourned at 9:15 A.M.

David Kiest
David J. Kiester, Chairman

Frank W. Heyman, Member

Betty R. Collins, Member

Attest:

Helen V. Gochenour
Helen V. Gochenour, Clerk

BOARD MEETING

WEDNESDAY MAY 30, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting at 9:00 A.M.

David J. Kiester, Chairman Frank W. Heyman, Member Helen V. Gochenour, Clerk	Present

1.	AWARD CONTRACT: Received tabulation and recommendation prepared by Street Engineering for Resolution #5997-84, Demolition of the City Utilities Building, located at 308 E. Berry St., Ft. Wayne, IN.	AWARDED to Richard Ness Excavatin & Trucking, Co., Inc. Huntington, IN-in the amount of $36,764.00.
2.	Received Payment Request #2 Final on Water Contract 83-XP-3, B.O. 132-83, W.O. #63637, Cook Road Industrial Park from Land, Inc. their invoice 4058 in the amount of $536.00.	Approved and ordered payment from City Utilities Accounting.
3.	Received Payment Request (Retainage) on Water Contract 83-XP-3, B.O. 132-83 W.O. 63637 Cook Road Industrial Park from Land, Inc. their invoice 4059 in the amount of $4,424.10.	Approved and ordered payment from City Utilities Accounting.
4.	Received Change Order No.1 - Final - on Water Contract 83-XP-3, B.O. 132-83 for a deduction of $492.95 from the original total contract of $44,734.00 making a new total contract price of $44,241.05.	Approved and forwarded to Common Council on June 12, 1984.
5.	Received Payment Request - from Bonar & Associates, Inc. on E. State Blvd. (Reed Road to Lahmeyer Road) Project M-J 568 (2)), in the amount of $4,779.90 Invoice No. 2871.	Approved and ordered payment from LRS 138-972-0021-4431.
6.	Received Payment Request - for WPC Plant Expansion - AWT C-180774-03 - No. 69 from Howard Needles Tammen & Bergendoff for Engineering Services for February 18 through March 30, 1984 in the amount of $10,127.85, check for $8,608.67 and note for 1,519.18.	Approved and ordered payment from Utilities Accounting. Check - $8,608.67 Note - $1,519.18
7.	Received Payment Request - for Cook Road Industrial Park ITT- Aerospace - Res. No. 392-83, B.O. 113-83 Storm & Sanitary Sewers - Payable to Bercot, Inc. in the amount of $9,474.39.	Approved and ordered payment from Utilities Accounting.
8.	Received Improvement Resolution 6001-84 Poplar Neighborhood, Phase III, B.O. 36-84; neighborhood improvement project.	Approved and ordered to advertise Advertise: June 8 & June 15, 198 Bid Opening: June 27, 1984 A true copy herein incorporated.

9. Received Improvement Resolution 6002-84 Hoagland/Masterson, Phase III, neighborhood improvement projects.

Approved and ordered to advertise:
Advertise: June 8 & June 15, 1984
Bid Opening: June 27, 1984
A true copy herein incorporated.

10. Received Resolution No. 6003-84 - East Central X, Phase III, B.O. 27-84, McCulloch and Winter Streets from Lewis St. to Hayden St with new curb and sidewalk as needed.

Approved and ordered to advertise:
Advertise: June 8 & June 15,1984
Bid Opening: June 27, 1984
A true copy herein incorporated

11. Received Improvement Resolution No. 6004-84 Oxford Neighborhood X, Phase III, on McKee Street from Holton to Smith, McKee Street from Weisser Park to Hanna and Alternate#1 - Colerick from Hanna to Weisser Park, Alternate #2, John Street from Colerick to Eckart.

Approved and ordered to advertise:
Advertise: June 15- June 22, 1984
Bid Opening: July 5, 1984
A true copy herein incorporated.

12. Resolution 74-49-12

WHEREAS, Dahm Realty, Co., Inc. Bee Enterprises, Inc., Lincoln National Life Insurance have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public right-of-way situated in Fort Wayne, Allen County, Indiana, to-wit:

> That parcel of land in Hamilton Second Addition to the City of Fort Wayne, lying directly westerly of Lot 65 Hamilton's Second Addition, being 12 feet in width and running between Baker and Brackenridge Streets, a metes and bounds description thereof being:
>
> Beginning at the northwest Corner of Lot 65, Hamilton's Second Addition to the City of Fort Wayne; thence westerly 12 feet more or less to the northeast corner of Lot 68, Hamilton's Second Addition; thence southerly and along the east line of Lots 68, 67 and 66, a distance of 150 feet, more or less, to the southeast corner of said Lot 66; thence easterly 12 feet, more or less, to the southwest corner of Lot 65, Hamilton's Second Addition; thence northerely and along the west line of said Lot 65, 150 feet, more or less, to the point or place of beginning,

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, said vadcation of public right-of-way has been routed through the following departments; Street Engineering, Traffic Engineering, water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works That the vacation of said public right-of-way hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public righ-of-way hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public right-of-way or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

Approved May 30, 1984.

A true copy herein incorporated.

13. Received a "Release of Easement" from the Board of Public Works and the City of Fort Wayne as follows:

Approved and a true copy herein incorporated.

WHEREAS, the Board of Public Works of the City of Fort Wayne, Indiana was granted a sanitary sewer easement by the Allen Circuit Court, Cause No. 25593, specifically that portion of vacated Chute Street, lying between Lots 225 and 226 of Eliza Hanna Seniors Addition, according to the plat thereof, recorded in Deed Record 60, Page 262-263, records in the office of the Recorder of Allen County, Indiana; and

WHEREAS, a sanitary sewer does not lie within that portion of said Grant of Easement, and

WHEREAS, the City of Fort Wayne, will maintain the south 12' vacated alley of sanitary sewer easement granted by the Allen Circuit Court, Cause No. 25593 by Declaratory Resolution No. 15, in Circuit Order Book 103, Page 374, of the records of Allen Circuit Court, Allen County, Indiana.

NOW THEREFORE, THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana, now releases that portion of the following permanent easements, more particularly described as follows:

> an easement 55' foot in width in the vacated Chute Street bordered by the east line of Lot 226 and the west lot line of Lot 225 in the Eliza Hanna Seniors Addition, as described in Deed Record 60, pages 262-263, in the office of the Recorder of Allen County, Indiana

Approved May 30, 1984. — A true copy herein incorporated.

14. Received a request from the Blue Mountain Coffee Company Cafe to operate a sidewalk cafe for the calendar year 1984. — Approved

15. Received the following Driveway Applications: — Approved and permits issued.

2908 Kenwood Avenue, Contractor: Robert Houser	Permit R-42-84
4609 Smith St., Contractor: Robert Houser	Permit R-43-84
1063 Tennessee Ave., Contractor: Hipskind Conc.	Permit P-11-84
1805 N. Anthony, Contractor: Emil Holliday	Permit R-44-84
3430 St. Joe Center Rd, Contractor: L.W.Dailey	Permit C-17-84 & P-14-84
2701 Fairfield Ave, Contractor: Hipskind	Permit C-14-84
3938 South Wayne-First Missionary Church Contractor: Brooks Const.	Permit P-13-84 & C-16-84
2104 E. Washington, Contractor: Moellering	Permit C-21-84
1136 St. Joe River Dr., Contractor: Earl Hisle (Property Owner)	Permit R-45-84
3611 Broadway, Contractor: Jack McComb	Permit 16-84
5430 Distribution, Contractor: Brooks Const.	Permit C-19-84

16. Received the following STREETS & SIDEWALKS Petitions, and Two STREETS, SIDEWALKS, & SEWERS. — Approved and forwarded to Street Engineering for their investigat and reporting.

Schele from Edsall to Coliseum (SS)	B.O. 0074-84	Street Eng'g.
Birchwood from Pontiac to New Haven (SS)	B.O. 0075-84	"
Holly from Pontiac to New Haven (SS)	B.O. 0076-84	"
Fleetwood from Pontiac to New Haven (SS)	B.O. 0077-84	"
Redwood from Raymond to New Haven (SS)	B.O. 0078-84	"
Shadybrook from Pontiac to Schele (SS)	B.O. 0079-84	"
Rodgers from Birchwood to Redwood (SSS)	B.O. 0080-84	Street Eng'g. &
McCormick Street from Birchwood to Coliseum (SSS)	B.O. 0081-84	"

17. Received the following Light Petitions: — Approved and forwarded to Street Engineering for investigation an

S. Calhoun, Pursley Drive, Harrison, Burns,
(Alley light on the east end of the alley)

Countess Drive & Dominion Dr.
(Street light at the intersection of Countess & Dominion Drives in the Monarch Park A

18. Received a request fromWPC Eng'g. to authorize WPC Maintenance to install approx. 150± L.F. of 12" RCP storm sewer along the west R-O-W line of Avondale Drive from Pettit Avenue North. — Approved and forwarded Board ord to WPC Maintenance.

19.	Received Resolution of the Board of Public Works of the City of Fort Wayne, Indiana providing additional security on real estate located at 1818 Research Drive (owned by Kekionga Development Corporation.	Approved and a true copy herein incorporated.
20.	Received Escrow Agreement between the City of Fort Wayne and Anthony Wayne Bank to deposit with the bank the interest earned by the City on securities issued to the City December 17, 1983 regarding Kekionga Development Corporation.	Approved and a true copy herein incorporated.

5/30/84 meeting adjourned at 3:45 P.M.

David J Kiest

David J. Kiester, Chairman

Frank W. Heyman, Member

Betty R. Collins, Member

Attest:

Helen V. Gochenour

Helen V. Gochenour, Clerk

BOARD MEETING

WEDNESDAY, JUNE 6, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City County Building
Meeting at 9:00 A.M.

David J. Kiester, Chairman
Betty R. Collins, Member
H. James Haley, Member

Present

1. BID OPENING - Resolution #5999-84, Curb, sidewalk, drives, alley approaches and drainage in the area known as Hanna-Creighton IX Phase III. Received bids as follows:

Dailey Asphalt	$ 89,699.15
John Dehner Inc.	103,788.20
Gaines Const.	77,755.27
Hipskind Concrete	83,302.75
Rieth Riley Const.	101,972.75
Tomco Const.	84,108.20

(Eng. Estimate - $94,120.55)

Award Contract on Wednesday, June 13, 1984 at 9:00 A.M.

2. Received pay request from Bonar & Associates, Inc. for the Levee/Rivergreenway Project to be paid to Contractor Fleming Excavating, Inc. in the amount of $133.00.

Approved and ordered payment from Account 010-006-RVRG-4431.

3 Received pay request from Gaines Const. Co. Inc. dated May 24, 1984 in the amount of $1,509.00. This represents the third and final invoice on this project. (Res. 5954-82).

Approved and ordered payment from Appropriation No. 3-45-006 BWC-P4-4

4. Received pay request from Hipskind Concrete Corporation on misc. invitational bid project NE & NW corners of Anthony & State, 2512 Clara Avenue, 1814 & 1815 Clara Avenue, in the amount of $3,425.10.

Approved and ordered payment from Appropriation No. 3-45-006-BWC-P4-4

5. Received pay request from Scheidleman Excavating, Inc., for work performed on Water Resolution 1028-83, Norwood/Houser in the amount of $3,105.84.

Approved and ordered payment from Barrett Law Revolving Fund.

6. Received request to have purchase order issued for wingwalk replacement of NE corner of Fairhill Rd. & Emerson Avenue to Emil Holliday in the amount of $375.00.

Approved and ordered payment from #138-972-L.R. & S.-4431

7. Received Change Order #1 (Final) for Water Resolution #1028-83, Norwood/Houser Project, Scheidleman Excavating, Inc., Contractor for increase of $1522.24 making new total new contract price $47,346.96.

Approved and forwarded to Common Council June 12, 1984.

8. Received Improvement Resolution #5998-84 for Second Street Widening and New Walk. Street Engineering requests advertising for bids and the bid documents will be $15.00 each.

Adopted. Advertise for bids.
A true copy herein incorporated.
Advertise: June 15 & 22, 1984
Receive bids July 5, 1984

9.	Received Improvement Resolution #6005-84 Hamilton Park, Phase III (HANDS) for new curbface walk and street lights. Street Engineering requests advertising for bids and the bid documents will be $15.00 each.	Adopted. Advertise for bids. Advertise: June 15 & 22, 1984 Receive bids: July 5, 1984. A true copy herein incorporated.	
10.	The Board instructed WPC Eng. Dept. to prepare specifications and bid documents for the following projects.	The following board orders issued.	
	Lincolndale Addition Sanitary Sewer	B.O. 87-84	
	Lake Forest Pump Station Elimination San. Sewer	B.O. 88-84	
	Winchester Rd. - Hartman Rd. San. Sewer	B.O. 89-84	
	Pontiac St. - Radcliffe Dr. San. Sewer	B.O. 90-84	
	St. Joe Road Lift Station (formerly Inbalco) elimination	B.O. 91-84	
	Lathrop Drive Storm Sewer	B.O. 92-84	
11.	The Board instructed WPC Eng. Dept. to investigate and report on petition received for Fairfax Addition for sanitary sewers.	Board Order 93-84 issued.	
12.	Received recommendation for Light Orders to be installed in 1984 when monies become available as follows:	Approved and Light orders sent to Street Light Engineering.	
	One (1) 100 WHPS alley light pkg. on Pole #479/1154 located behind 3414 New Haven Ave.		$ 140.00
	One (1) 100 WHPS alley light pkg. behind 2105 Pauline St. on Pole 475/690		$ 140.00
	One (1) 100 WHPS alley light pkg. on Pole #536/235 behind 5812 S. Calhoun		$ 140.00
	One (1) 100 WHPS alley light pkg. behind 402 Hoagland Ave.		$ 140.00
	One (1) 100 WHPS alley light pkg. behind 620 Runnion on Pole #446/876		$ 180.00
	Three (3) 100 WHPS alley light pkgs. in the 500 block for Stadium Dr.		$ 420.00
	One (1) WHPS alley light pkg. behind 4037 Arlington Avenue		$ 140.00
13.	Received the following Driveway Applications:	Approved and permits issued	
	5525 St. Joe Rd., Contractor Kinder Const.	Permit C-22-84	
	4708 Clubview Drive, Contractor, Brooks Const.	Permit C-20-84	
	1818 Lakeview Drive, Contractor, Porter Const.	Permit C-18-84	
	2927 Coventry Avenue, Contractor, George Helton	Permit R-46-84	
	2201 Sherman St.-S. side of Florence Ave., GTE	Permit 101	
	6814 S. Anthony, Contractor,VFW-Wayne Asphalt	Permit-15-84	
14.	Received petition for curbing on both sides of Woodward Avenue from State Blvd. to Lawndale.	Approved and forwarded to Street Eng. B. O. 94-84 issued.	
15.	Received Improvement Resolution #6006-84 for curb, sidewalk & street lights - Memorial Park, Phase III. Street Engineering requests advertising for bids and the bid documents will be $15.00 each.	Adopted. Advertise for bids. Advertise: June 15 & 22, 1984 Receive bids July 5, 1984 A true copy herein incorporated.	
16.	Received pay request fee for architectural services for Hanna School Feasibility Study by architect Grinsfelder Wismer Boardman Architects, Inc. for period of 5/1/84 through 5/31/84 in the amount of $6,712.45.	Approved and ordered payment from appropriation#010-006-BLDG-4361	
17.	Received a recommendation from Street Eng. for Purchase Order issued in the amount of $771.50 to Hipskind Concrete Corporation for corner cutback and wingwalk replacement at S.E. corner Fairfield Ave. & Pontiac Street.	Approved and ordered payment from #138-972-L.R.&S.-4431	

18.	Received payment request for New Civic Center Parking Garage, Phase II, Invoice No. 1953-728, from Gibson, Tourney, Kim, Inc., Architects-Engineers-Planners in the amount of $1,335.88.	Approved and ordered payment from Department of Finance.
19.	Received garden permit from Robert E. and Anola B. Nicodemus at 3410 Goeglein Road, Fort Wayne for the period of June 1, 1984 to October 31, 1984 inclusive, for gardening purposes on City street property west of Lot 34, Park State East Addition, known as 3416 Goeglein Road.	Approved and permit issued.
20.	Received cost estimate for construction of replacement sidewalk abutting property at 7006 Bluffton Road. 75% Property Owner Cost $551.25 25% City Cost 183.75 Total Preliminary Cost Est. $735.00	Approved and notice to proceed sent to Street Engineering to notify property owner and send out for bids.
21.	Received cost estimate for construction of replacement of curbing at 4440 Warsaw Street. Preliminary P.O. Cost $401.30 " City Cost 401.30 Total Preliminary Cost Est. $802.60	Approved and notice to proceed sent to Street Engineering to notify property owner and send out for bids.

6/6/84 meeting adjourned at 9:30 a.m.

David J Kiel
David J. Kiester, Chairman

H James Haley
H. James Haley, Member

Betty R. Collins, Member

Attest:

L. Settimi McMahon
Helen V. Gochenour, Clerk
L. Settimi McMahon, Clerk Pro-Tem

WEDNESDAY, JUNE 13, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

David J. Kiester Chairman
H. Jim Haley, Member
L. Settimi McMahon, Clerk Pro-Tem

Present

1. AWARD CONTRACT - Resolution #5999-84
Hanna-Creighton IX, Phase III
Curbs, walks, drives, alley and drainage

Base Bid	$ 66,777.47
Eng. Est.	80,307.25

Approved and awarded to Gaines Construction Company, Inc. in the amount of $66,777.47

2. BID OPENING - Res. 889-83
Reed Road - Karen Ave. Sanitary Sewer

Bercot, Inc.	$47,481.04
John Dehner, Inc.	50,205.28
Scheidleman Exc.	48,975.90
T-G Excavating	49,380.24
Engineers Estimate	69,550.00

Award Contract Wednesday June 20, 1984

3. BID OPENING - Res. 6000-84
Larez VIII NSA
Curbs, sidewalks, drive approaches & drainage structures

Dailey Asphalt	Alt. A.	$16,360.00
	B.	$63,860.00
John Dehner, Inc.	Alt. A.	16,752.50
	B.	62,393.75
Gaines Const.	Alt. A.	16,907.50
		60,667.50
Hipskind Concrete	Alt. A.	15,635.00
	B.	59,167.50
Rieth Riley	Alt. A.	20,735.00
	B.	77,460.50
Tomco Const.	Alt. A.	15,451.25
	B.	61,083.75
Engineers Estimate	Alt. A.	22,110.00

Award Contract Wednesday June 20, 1984

4. Received partial payment invoice #001 from All Star Construction & Excavating for work done on Contract 84-XP-1, Div. B - Lima-Cook-Huguenard Water Main (EDA Grant #06-01-01959)

Approved and ordered payment from City Utilities Accounting.

5. Received invoice (Estimate #5) in the amount of $10,905.71 for work completed on Res. #5989-83 - Barr Street Improvement (B.O. 42-83).

Approved and ordered payment from CD & P Appropriation 1-38-972-BARR-44-31.

6. Received pay request from Preload Technology, Inc. on Contract 84-W-1 for work done on 4.0 MG Water Storage Reservoir submitted by Bonar & Associates.

Approved and ordered payment from City Utilities Accounting.

7.	Received pay request for Resolution 5984-83, Dikes-Nebraska Neighborhood Area from Spears-Dehner (Estimate #7) in the amount of $44,311.49, P.O. #A-28224.	Approved and ordered payment.
8.	Received pay request Invoice #1 from All Star Construction & Excavating for Contract 84-XP-1 Division C, Lima-Cook Rd.-Huguenard Water Main in the amount of $9,541.60. W.O. 63673, EDA 06-01-01959.	Approved and ordered payment from City Utilities.
9.	Received pay request for engineering services on WPC-Plant Expansion - AWT C180774-03, Invoice #70 from Howard Needles Tammen & Bergendoff for the period of May 31, 1984 through April 27, 1984 for amount of $7,604.78.	Approved and ordered payment from City Utilities Accounting. Check $6,464.06 Note $1,140.72
10.	Received request from Street Engineering to publish "Notice to Property Owners" for Resolution 6007-84, Curbs, drive approaches & walks in Southwood Park Nei.	Approved and ordered to advertise NOTICE TO PROPERTY OWNERS Publish: June 22 & June 29, 1984 Hearing date: July 12, 1984
11.	Received recommendation from WPC Eng. not to proceed with plans & specs for sewer petition to serve Spruce Drive from Ardmore Avenue to Fernwood Avenue.	Approved recommendation from WPC not to proceed with project. Recommends meeting with Sue Messman (Citizens Participation) to explain.
12.	Received recommendation from WPC that we advertise for public hearing for Sewer Easement Resolution 212-1983 Amended and written notification of benefits and damages be mailed.	Advertise: June 22 & June 29, 1984 Hearing date: July 12, 1984 at 3:30 p.m. Adopted Amended Resolution 212-83. Mail notices June 29, 1984
13.	Received recommendation from WPC Dept. for City to purchase Flap Gates and to expedite purchase.	Approved and ordered Purchasing Dept. to advertise for bids. Advertise June 18 & 25. Receive bids 7-5-
14.	Received correction of description of Acceptance Letter for Sawmill Woods Sanitary Sewer from WPC Engineering. (B.O. 161-83)	Approved and acceptance letter written with amended description.
15.	Received the following driveway permits. 1431 Cherokee Rd., Contractor, Sowers Concrete Construction - Permit R-48-84 3802 Fairfield Avenue, Contractor, Harold McComb & Son - Permit R-47-84	Approved and permits issued.
16.	Received petition for curb and sidewalk at 1532 Hayden.	Approved and forwarded to Street Eng. for investigation. (B.O. 96-84
17.	Receive petition for street lighting as follows. Standard Lighting on Princeton Ave. from 2400 block to 2500 block. Alley Light between Ewing & McClellan on Brackenridge Standard lighting on McKee from John to Oliver	Approved and forwarded to Street Light Eng.
18.	Received sewer construction permit for Leesburg Road Bieber - Schmidt Sanitary Sewer Extension from Water Pollution Control Department.	Approved and B. O. 97-84 issued.
19.	Received Sewer Improvement Resolution #397-84 for removal of existing 60" pipe at St. Joe Interceptor from Water Pollution Control Engineering Department.	Approved and ordered to advertise NOTICE TO CONTRACTORS. Publish June 22 and June 29, 1984. Receive bids July 11, 1984.

6/13/84 meeting adjourned at 9:45 a.m.

David Kiest

David J. Kiester, Chairman

H James Haley

H. James Haley, Member

Betty R. Collins, Member

Attest: Helen V. Gochenour

Helen V. Gochenour, Clerk

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City-County Bldg.
Meeting held at 2:00 p.m.

EMERGENCY BOARD MEETING
Wednesday, June 13, 1984

David J. Kiester, Chairman
Betty R. Collins, Member
H. James Haley, Member
Helen V. Gochenour, Clerk — Present

1. WATER UTILITY EMERGENCY RESOLUTION NO. 74-58-1

WHEREAS, the Water Filtration Plant has been given approval to convert their three (3) heating boilers from oil to natural gas; and

WHEREAS, to do so will provide the Utility with major and substantial cost savings in utility expenses; and

WHEREAS, manufacturers of the components must have necessary time to provide these to the contractor for the installation; and

WHEREAS, it is anticipated that #5 fuel oil, which is used in the boilers, is going to become difficult to obtain; and

WHEREAS, this work needs to be completed prior to the beginning of the heating season which normally commences in October;

NOW, THEREFORE, the Board of Public Works declares that an emergency does exist and directs the following action be taken:

The Purchasing Department is to go out for written, sealed quotations in lieu of legal publication.

The Board shall evaluate these quotations pursuant to the same criteria for evaluating formal written bids.

Adopted this 13th day of June, 1984.

Meeting adjourned at 2:20 p.m.

David J. Kiest
David J. Kiester, Chairman

H. James Haley
H. James Haley, Member

Betty R. Collins, Member

Attest: Helen V. Gochenour
Helen V. Gochenour, Clerk

FRIDAY, JUNE 15, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

David J. Kiester, Chairman H. Jim Haley, Member Helen V. Gochenour, Clerk	Present
1. Received Payment Request #5 from Scheidleman Excavating, Inc. for Centennial Park Sanitary Sewer, Res. 396-83, B. O. 176-83, in the amount of $22,415.47, with a retainage of $2,490.61 covered under their invoice 1067, Job No. 8384-05, W. O. 72749.	Approved and ordered payment from City Utilities Accounting.
2. Received a request for reduction in retainage from Scheidleman Excavating, Inc., for Centennial Park Sanitary Sewer, Res. 396-83, B. O. 176-83 submitted by Water Pollution Control Department from 10% to 2% of the contract amount spent to date.	Approved and ordered payment from City Utilities Accounting.

Retainage To Date	$15,164.71
Amount of Retainage After Reduction	3,032.34
Amount to be Paid To Contractor	12,131.77

David J Kiest
David J. Kiester, Chairman

H James Haley
H. James Haley, Member

Betty R. Collins, Member

Attest: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, JUNE 20, 1984

DEPARTMENT OF PUBLIC WORKS
OFFICE OF THE BOARD
Room 910, City-County Building
Meeting at 9:00 A.M.

David J. Kiester, Chairman H. James Haley, Member Helen V. Gochenour, Clerk	Present

1.	BID OPENING - Street Lighting Resolution #178-84 - Michigan Avenue N.S.A. T & F Const. Co. $67,382.25 Weikel Line Co. $58,506.50 (Eng. Est. $66,664.60)	Award Contract on Wednesday, June 27, 1984 at 9:00 A.M.
2.	AWARD CONTRACT - Contract 6000-84, Larez NSA, Phase II to Hipskind Concrete as follows: Base Bid $59,167.50 Alternate 75,002.50	Approved and Awarded contract to Hipskind Concrete in the amount of $59,167.50. Alternate to be held until release of CD & P.
3.	AWARD CONTRACT - Res. #889-83, Reed Road-Karen Avenue Sanitary Sewer Extension to Bercot, Inc. in the amount of $47,481.04.	Approved and ordered WPC Eng. to prepare contracts.
4.	Received Amendment to Contract from Cox Cable of Fort Wayne which stipulates that they will not show X-Rated films or programs.	Approved and fowarded to Common Council June 26, 1984. Herein Incorporated.
5.	Received pay request from Brooks Construction Company, Inc. for Res. #5952-82, Asphalt Resurfacing in 3rd Councilmanic District in the amount of $1,493.41 (Final).	Approved and ordered payment from Appropriation #3-95-006-595-24-431 per Purchase Order A-20318.
6.	Received pay request from Dailey Asphalt Prod. for Res. #5971-83 - Group 3 Asphalt Resurfacing for retainage in the amount of $30,788.04.	Approved and ordered payment from Appropriation #138-972-003-84-431 per Purchase Order A-26322.
7.	Received Sewer Construction Permit for Golden Years Homestead Section V Sanitary Sewer Extension at 8300 Maysville Road.	Approved and issued B. O. 102-84.
8.	Received request from Fellowship Missionary Church to waive the $14.00 LF line charge for connection fees - Tillman Road Sanitary Sewer Extension. Water Pollution Control Department recommended to only charge $645.0/ acre and waive the connection fees as they do not pertain to this area.	Approved.
9.	Received Improvement Resolution #6008-84 for Greater McMillen, Phase III, B. O. 28-84 for curbs and walks. Street Engineering requests advertising for bids and the bid documents will be $15.00.	Adopted. Advertise for bids. A true copy herein incorporated. Advertise June 29, 1984 and July 6, 1984 is set for receiving bids
10.	Received pay request for City Parking Garage, 915 South Clinton Street for drawings and specifications from D. M. Snyder & Associates in the amount of $5,000.00.	Approved and ordered payment from Appropriation #132-132-CPG-4314

FRONT

11.	Received Contract for special consultant services by Laura A. Arnold regarding (a) Utility Consumer Regulatory Affairs and (b) Legislative Affairs; period of 1984-1985 (7/1/84 - 6/30/85). Payment shall be $15,000.	Approved. Copy on file in vault.
12.	Received petition for water main at Wayne Trace and Paulding Road.	Board Order No. 103-84 issued and Water Engineering Dept. ordered to investigate and report.
13.	Received petition for sanitary sewers on Illinois Road West (S. R. #14)	Board Order No.105-84 issued and Water Pollution Control Department ordered to investigate and report.
14.	Received the following driveway applications. 624 Breckenwood Drive, Antonio Ortiz, Contractor, Permit R-51-84 4919 Coldwater Rd., Brooks Construction, Contractor, Permit P-18-84 & C-23-84	Approved.
15.	Received Barr Street Agreement between City of Fort Wayne and Market Building Plaza North as temporary construction site for its renovation of the National Mill Supply Building.	Approved. Herein incorporated.
16.	Received Miscellaneous Bid, Purchase Order No. A-35751 for repair at Southeast corner of Fairfield Avenue and Pontiac Street awarded to Hipskind Concrete Corporation in the amount of $771.50.	Approved and ordered payment from Appropriation #138-972-LR & S-4431.
17.	Received recommendation from Water Pollution Control for proposed storm sewer in Edsall - Schele area to solve drainage problem.	Board Order No. 104-84 issued.
18.	Received request from Water Pollution Control Department for board order covering "Sludge Lagoons - Sluice Gates".	Board Order No. 107-84 issued.

6/20/84 meeting adjourned at 9:45 a.m.

David Kiester

David J. Kiester, Chairman

H James Haley

H. James Haley, Member

Betty R. Collins, Member

Attest: Helen V. Gochenour

Helen V. Gochenour, Clerk

Tuesday, June 26, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

David J. Kiester, Chairman H. Jim Haley, Member Helen V. Gochenour, Clerk	Present
1. Received signed contract #84-W-3 for Brooklyn-Kinsmoor Water Tower (Sandblasting and painting) from J. L. Manta, Inc., in the amount of $74,080.00. This is Board Order #41-84, W. O. 63665.	Approved and forwarded to Common Council June 26, 1984.

June 26, 1984 meeting adjourned at 9:10 a.m.

David J Kiester

David J. Kiester, Chairman

H James Haley

H. James Haley, Member

Betty R. Collins, Member

Attest: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, JUNE 27, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting Held at 9:00 a.m.

David J. Kiester, Chairman
H. Jim Haley, Member
Helen V. Gochenour, Clerk

Present

1. RECEIVE BIDS:
Resolution #6001-84

Award Contract on Thursday,
July 5, 1984 at 9:00 a.m.

Curbs, sidewalks, drive approaches and drainage structures; and installation of street lighting. POPLAR NEIGHBORHOOD, PHASE III, NSA

DAILEY ASPHALT	$63,722.90
Alternate	19,182.25
JOHN DEHNER, INC.	61,122.85
Alternate	21,588.90
GAINES CONST.	55,035.75
Alternate	16,312.50
RIETH-RILEY	60,964.60
Alternate	19,029.00
TOMCO CONST. CO.	51,896.50
Alternate	16,409.00

(Eng. Est. $64,789.39)
Alternate $20,674.50

2. RECEIVE BIDS:
Resolution #6002-84

Award Contract on Thursday,
July 5, 1984 at 9:00 a.m.

Curbs, sidewalks, drive approaches and drainage structures; and installation of street lighting. HOAGLAND/MASTERSON NSA, PHASE III.

DAILEY ASPHALT	$45,895.00
Alternate	14,348.00
JOHN DEHNER, INC.	45,432.75
Alternate	14,217.85
GAINES CONST.	41,861.25
Alternate	13,285.25
HIPSKIND CONCRETE	38,016.75
Alternate	11,850.00
RIETH-RILEY	51,990.75
Alternate	15,687.50

(Eng. Est. $52,829.15)
Alternate 16,736.50

3. RECEIVE BIDS:
Resolution #6003-84

Award Contract on Thursday,
July 5, 1984 at 9:00 a.m.

Curbs and sidewalks - EAST CENTRAL X, PHASE III

DAILEY ASPHALT	$94,350.50
JOHN DEHNER, INC.	90,263.90

GAINES CONST.	$75,356.20
HIPSKIND CONCRETE	76,386.30
RIETH-RILEY	96,517.55
TOMCO CONST.	87,957.25

(Eng. Est. $88,110.82)

4.	RECEIVED BIDS on sale of property - Richards Riverview Addition	Awarded to Paul L. & Virginia M. Brunner for sum of $1,300.00. (Sale bidders)
5.	Award Contract - Res. 178-84 - Michigan Aveenue Street Lighting	Approved and awarded to Weikel Line Co. in the amount of $58,506.50 base - Alt. $25,00.00.
6.	Received Invitational Bid - submitted to WPC Dept. for Concordia Gardens - Parkland Drive House Taps - Res. 312-80, B.O. 15-80; WPC Engr. recommends awarding to Bercot, Inc. with low bid of $7,540.00.	Approved and awarded to Bercot, Inc. in th amount of $7,540.00.
7.	Contract - Gaines Construction Co.Rec'd. Res. 5999-84 - Euclid to Pontiac to Milan and on Antoinette from Anthony to Central - curbs, etc.,(Hanna-Creighton IX, Phs. III) - received at $66,777.47.	Approved and sent to Common Council on July 10, 1984.
8.	Adopt Res. 398-84 "Sluice Gates" Sanitary Sewer Improvement.	Approved and ordered to advertise. Advertise: July 6, July 13, 1984 Receive bids: July 25, 1984. A true copy herein incorporated.
9.	Adopt Res. No. 399-84, B.O. 104-84 - "Edsall Avenue-Schele Avenue Storm Sewer Improvement.	Approved and ordered to advertise. Advertise: July 6 and July 13, 1984. Bid Opening: July 25, 1984 A true copy herein incorporated.
10.	Received pay request from Grinsfelder-Wismer-Boardman Architects, Inc. Fee for architectural services - Hanna School 6-1-84 through 6-21-84, in the amount of $2,321.29.	Approved and ordered payment from Repair of Buildings and Structures #0010-006-BLDG-4361.
11.	Easement Agreement - Indiana & Michigan and City of Fort Wayne, Shar Project	Approved. A true copy on file in vault.
12.	Received payment request for Freeman St. Shar, Inc. Sanitary Sewer project. B.O.#178-83 - City's share: $15,883.24.	Approved and ordered payment from City Utilities
13.	Received the following Driveway Appls:	Approved and permits issued

2006 Edith St., Contr. Robert J. Houser	Permit R-54-84
7929 Breckenshire, Contr. Colonial Homes	Permit R-57-84
1310 Easton Trail, Contr. JL Bosserman/Sons	Permit R-56-84
3427 Regis Dr.,Contr.Ned Keener Constr.	Permit R-59-84
5830 N. Clinton St., Contr. Hamilton Hunter	Permit C-27-84
3210 Felician, Contr. Jerry Krugh,P.O.	Permit R-55-84
2511 Princeton, Contr.R. J. Houser	Permit R-53-84
700 W. Main St., Contr. Brooks Constr.	Permit C-28-84
3303 Felician, Contr. TSC Carpentry & Roof.	Permit R-50-84
1004 W. Rudisill, Contr. Ned Keener Constr.	Permit R-60-84
5830 N. Clinton St.& St. Joe Ctr. Rd. Contr. Hamilton Hunter	Permit P-20-84
5801 S.Anthony, Contr. Kirk Scheeler	Permit P-8-84

14.	Received petition for street lighting as follows: Installation of street lights in the 5200 block of Lillie from Fairfax to Roosevelt. Installation of street lights on Lillie between Elmrow and Fairfax.	Approved and forwarded to Street Light Engineering.
15.	Received petition for street lights at 2032 Hillside Avenue to 1901 Hillside.	Approved and forwarded to Street Light Engineering for investigation.
16.	Received payment request for Westwood Valley Sewer connection, B.O.2-84; Geiger Developing, Inc., in the amount of $1,100.00; W.O. 72760.	Approved and ordered payment from City Utilities.
17.	Adopt Resolution - Industrial Pretreatment Program, as required by Federal Reg. 40CFR403.9(b)(2) .	Approved and adopted.
18.	Received recommendation from WPC Engr. to proceed with plans and specs for sanitary sewers on Illinois Rd. West (S.R.14) from Sutton Dr.. W. to Getz Rd.	Ordered WPC Engr. to prepare plans & specs.
19.	Received payment request - Sign Shop Traffic Engr., 1718 S. Lafayette - Contractor Schenkel Constr., Inc. - reconstruction of North wall; amount of $3,298.00.	Approved and ordered payment from App.345-006-BWCP-4423.
20.	Compromise Settlement Agreement between National Serv-All and City of Ft. Wayne.	Approved. A true copy herein incorporated.

June 27, 1984 meeting adjourned at 10:00 A.M.

David J. Kiest

David J. Kiester, Chairman

H James Haley

H. James Haley, Member

Betty R. Collins, Member

Attest: Helen V. Gochenour

Helen V. Gochenour, Clerk

THURSDAY, JULY 5, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting Held at 9:00 AM

David J. Kiester, Chairman
H. Jim Haley, Member
Helen V. Gochenour, Clerk

Present

1. RECEIVED BIDS:

Award Contract on Wednesday, July 11, 1984 at 9:00 AM

Parking garage repair

Schenkel & Sons	$320,000.00

Eng. Est. $305,646.00

2. RECEIVED BIDS:
Resolution #5998-84

Award Contract on Monday, July 9, 1984 at 9:00 AM

Second Street Widening

DAILEY ASPHALT	$30,164.20
JOHN DEHNER	32,980.75
GAINES CONST.	36,938.20
MOELLERING	40,676.20
RIETH-RILEY	33,683.95
WAYNE	29,748.38

Eng. Est. $36,923.31

3. RECEIVED BIDS:
Resolution #6004-84

Award Contract on Monday, July 9, 1984 at 9:00 AM

Oxford Neighborhood

DAILEY ASPHALT	$60,137.60
Alternate I	19,618.85
Alternate II	8,960.05
JOHN DEHNER	60,217.20
Alternate I	20,901.25
Alternate II	9,088.70
GAINES	48,468.30
Alternate I	15,795.65
Alternate II	7,677.10
RIETH-RILEY	52,230.20
Alternate I	

FRONT

FRIDAY, JUNE 29, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting Held at 9:00 AM

David J. Kiester, Chairman H. Jim Haley, Member Helen V. Gochenour, Clerk	Present
1. Award - Res. 6001-84 - Poplar Neighborhood Phase III, B.O. #36-84 - to Tomco Constr. Co., - $68,306.00; (base bid $51,897.00) Alt. $16,409	Approved and forwarded to Common Council for prior approval.
2. Award - Res. 6002-84 - Hoagland/Masterson, Phase III, B.O.#31-84-40, Hipskind Concrete-Base bid: $39,616.75 and Alt. $11,900.00 for total of $51,516.75.	Approved and forwarded to Common Council for prior approval.
3. Award - Res. 6003-84 - E. Central X, Phase III, B.O.#27-84 - Gaines Constr. Co., $75,356.20;	Approved and forwarded to Common Council for prior approval.

6/29/84 meeting adjourned at 9:15 AM

David J. Kiester
David J. Kiester, Chairman

H James Haley
H. James Haley, Member

Betty R. Collins, Member

Attest: Helen V. Gochenour
Helen V. Gochenour, Clerk

THURSDAY, JULY 5, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting Held at 9:00 AM

David J. Kiester, Chairman
H. Jim Haley, Member
Helen V. Gochenour, Clerk

Present

1. RECEIVED BIDS:

Award Contract on Wednesday, July 11, 1984 at 9:00 AM

Parking Garage Repair

SCHENKEL & SONS	$320,000.00

Engr. Est. $305,646.00

2. RECEIVED BIDS:
Resolution #5998-84

Award Contract on Monday, July 9, 1984 at 9:00 AM

Second Street Widening

DAILEY ASPHALT	$ 30,164.20
JOHN DEHNER	32,980.75
GAINES CONST.	36,938.20
MOELLERING	40,676.20
RIETH-RILEY	33,683.95
WAYNE	29,748.38

Engr. Est. $36,923.31

3. RECEIVED BIDS:
Resolution #6004-84

Award Contract on Monday, July 9, 1984 at 9:00 AM

Oxford Neighborhood

DAILEY ASPHALT	$ 60,137.60
Alternate I	19,618.85
Alternate II	8,960.05
JOHN DEHNER	60,217.20
Alternate I	20,901.25
Alternate II	9,088.70
GAINES	48,468.30
Alternate I	15,795.65
Alternate II	7,677.10
RIETH-RILEY	52,230.20
Alternate I	17,239.85
Alternate II	8,273.85

Engr. Est. $66,510.84
Alternate I 23,164.90
Alternate II 11,223.02

4. RECEIVE BIDS
Resolution #6005-84

Award Contract on Monday, July 9, 1984 at 9:00 AM

DAILEY	$65,425.50
Alternate I	19,557.50
JOHN DEHNER	$74,268.75
Alternate I	20,415.00
GAINES	60,888.75
Alternate I	16,247.50
HIPSKIND	57,669.45
Alternate I	16,360.00
RIETH-RILEY	64,179.50
Alternate I	19,619.00
TOMCO	65,309.00
Alternate I	16,807.50
Engr. Est.	$60,180.35
Alternate L	18,502.50

5. RECEIVED BIDS
Resolution #6006-84

DAILEY	$73,170.50
Alternate I	16,853.00
Alternate II	26,386.50
JOHN DEHNER	68,008.75
Alternate I	15,866.40
Alternate II	10,893.75
GAINES	58,075.75
Alternate I	13,752.75
Alternate II	8,637.75
HIPSKIND	57,407.50
Alternate I	12,834.00
Alternate II	8,850.00
RIETH-RILEY	64,311.70
Alternate I	9,587.00
Alternate II	15,594.75
Engr. Est.	$71,827.58
Alternate I	16,772.80
Alternate II	10,945.55

6. Pay request - WPC Plant Expansion A.W.T. CI80774-03 received from Howard Needles Tammen & Bergendoff Inv.#71 for engineering services for period of 4/28/84 thru 5/25/84; amount of $4,362.07.

Approved and ordered payment from City Utilities

7.	Received payment request on Miscellaneous Invitational Bid - P.O. #A-35750, N.E. Corner Fairhill & Emerson Ave., amount of $503.75 from appropriation #3-45-006-BWC-P4-431, Invoice #1678.	Approved and ordered payment from Civil City.
8.	Request to adopt Res. concerning vacating Chute Street lying between Lots 225 & 226 in Eliza Hanna Seniors Addition	Adopted and approved. A true copy herein incorporated.
9.	Received Agreement between City & EMA Services, Inc. for Computerization feasibility study for the WPC Treatment Plant; $28,135.00.	Approved. A true copy herein incorporated.
10.	Letter of Acceptance issued to Kurtz Excavating, Inc. for Lakes of Buckingham North Section II Water Main - Cont. #8401-W.O. 63666.	Letter of Acceptance sent.
11.	Contract for Trunk Main and Water Loss Study submitted by Pitometer, amount of $75,000.00 for Phase I.	Agreement approved for work to begin on or before July 23rd. B.O.#0112 issued. A true copy on file in vault.
12.	Received resolution #889-1983 - Reed Rd. - Karen Ave. Sanitary Sewer Ext. - Bercot, Inc. Amount $47,481.04.00.	Approved and a true copy herein incorporated.
13.	Received contract - Res. #6000-84 - Larez VIII, Phase III, Hipskind Concrete Corp. - Amount $59,167.50.	Received and forwarded to Common Council for approval.
14.	Received request from the Fire Dept. for 8" connection on Ley Rd. - Speedway Dr. to provide adequate water supply for area.	Approved. B.O.#0113 issued, to proceed with plans.
15.	Street light petitions received, for W. Butler St. from 353, 365 & 345. Street lights for 4300 block of Monroe St., from McKinnie to Senate.	Approved and forwarded to Street Light Engr.
16.	Light Order received to be installed, as follows:	Approved and sent to Street Light Engr.

Two (2) 35 ft. wood poles at end of Polk & Windom Sts.	$1,100.00
One (1) mast arm installed across from 1162 Monroe.	275.00
Two (2) alum. poles & one (1) mast arm on existing wood pole.	2,100.00
Two (2) alum. poles located @ 1014 and 1025 Rivermet.	1,800.00
One (1) 35 ft. wood pole and one (1) mast arm on existing wood pole.	825.00
Two (2) alum. poles @ 1005 & 1024 Southview Dr.	1,800.00
One (1) 35 ft. wood pole across from 1611 W.Fourth.	550.00
One (1) 100 WHPS Alley light on pole #448/849 on s/side Cody @ alley.	140.00

17.	Received the following driveway applications:	Approved.

6004 Winter Street, H. Gingerich Builders, Per. #R-62-84
5008 Webster St., Dave Rice P.O., Per. #R-52-84
4400 Blk. St. Joe Ctr. Rd., Windsor Builders, Per. #C-24-84

18.	Received Contract - Res. #178-84 - Michigan Avenue N.S.A. - The Weikel Line Co., Inc. Amount: $61,086.50.	Forwarded to Common Council for appro
19.	Received payment request - Sign Shop reconstruction of North wall - Schenkel Constr., Inc., $3,298 - final payment. Inv.#119	Approved and ordered payment from Civil City Acct. #345-006-BWCP 4423

7/5/84 meeting adjourned at 10:00AM

David J Kiest
David J. Kiester, Chairman

H James Haley
H. James Haley, Member

Betty R. Collins, Member

Attest: Helen V. Gochenour
Helen V. Gochenour, Clerk

MONDAY, JULY 9, 1984

Deaprtment of Public Works
Office of the Board
Room 910, City-County Building
Meeting Held at 9:00 AM

David J. Kiester, Chairman H. Jim Haley, Member Helen V. Gochenour, Clerk	Present
1. AWARD CONTRACTS:	
Received tabulation and recommendation by Street Engr. Dept. for Res.#5998-84, Second St. widening. Wayne Asphalt, $29,748.38.	Approved and awarded contract to Wayne Asphalt in amount of $29,748.38.
2. Received tablulation and recommendation by Street Engr. Dept. for Res. #6004-84, Oxford Neighborhood X, Phase III.	Approved and awarded contract to Gaines Constr. Base Bid: $48,468.30 Alt.I:$15,823.22 Alt.II: $7,740.48
3. Received tabulation and recommendation by Street Engr. Dept. for Res. #6005-84, Hamilton Park, Phase III.	Approved and awarded contract to Hipskind Concrete. Base Bid:$57,669.45 Alt. I: $16,360.00
4. Received tabulation and recommendation by Sreet Engr. Dept. for Res. #6006-84, Memorial Park, Phase III.	Approved and awarded contract to Hipskind Concrete. Base Bid: $57,407.50 Alt.I:$13,044.00 Alt.II:$8,846.50

7/9/84 meeting adjourned at 9:30AM

David J. Kiel
David J. Kiester, Chairman

H James Haley
H. James Haley, Member

Betty R. Collins, Member

Attest: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, JULY 11, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting Held at 9:00 AM

	David J. Kiester, Chairman H. Jim Haley, Member Helen V. Gochenour, Clerk	Present
1.	RECEIVED BIDS: St. Joe Pump Station #397-84 John Dehner $16,505.00 Land Excavating 13,625.00 T-G Excavating 14,940.00 Eng. Est. $16,000.00	Award Contract on Wednesday, July 18, 1984.
2.	Received payment request #2, Contr. #84-W-1, Northwest Reservoir, DIV,I; Preload Technology, Inc.; $116,090.00	Approved and forwarded to C.U. for payment, B.O. 77-83, W.O.63631
3.	Resolution authorizing WPC Utility to lend the sum of $200,000.00 to the Electric Utility to assist Fasson Corp. for development of property.	Adopted by BOW. A true copy herein incorporated.
4.	Received payment request #1, Contr. #84-W-2, Northwest Pump Station, DIV.II: Indiana Constr. Corp; $20,548.00.	Approved and ordered payment from C.U., B.O. 77-83, W.O. 63631
5.	Received payment request #8, Joint Levee/ Rivergreenway Flood Project - $1,269.30 to Fleming Exca., Inc., P.O.#A-26946.	Approved and ordered payment from C.C. Acct. #010-006-RVRG-4431.
6.	Received payment request - Berry St. Sewer Abandonment & Interconnection, RES. 386-83 Division II, Midwest Mole, Inc.; amount of $32,062.50. Inv.#356	Approved and ordered payment from C.U., Job #83-17. W.O.40115
7.	Sewer Construction Permit - WPC Utility - Northwest Ind. Park, Cook and Ludwig Rd. sanitary sewer, to R&L Development, Inc.	Approved and issued B.O.#0114-84
8.	Adopt Res.#400-84 on Radcliffe-Pontiac sanitary sewer project - B.O.90-84;	Advertise: July 20 and July 27, 1984; Hearing Date: Aug. 2, at 3:30PM; Notices to be mailed on 7/27/84. Adopted and herein incorporated.
9.	Received request to adopt policy concerning illegal use of fire hydrants regarding Sec. 31-6.	Approved and adopted - Res. 74-72-9. A true copy herein incorporated.
10.	Street Light Petitions received for: 1100 & 1200 Liberty St., from Coombs to Canal. W. State & Rosemont Dr., from 1609 W. State - 1602 Rosemont Dr., to 1529 W. State - 1526 Rosemont Dr. Mounting of alley light or security light on existing pole behind above properties.	Approved and sent to Street Light Engr. B.O. #0116-84

11.	Received petition for sidewalk replacement at 930 Irene St.	Approved and sent to Street Engr. BOW Cost Participation Policy of 25% City Cost and 75% Property Owner Cost. B.O.#0115-84
12.	Received the following Driveway applications:	Approved and permits issued.
	6615 S. Calhoun, Contr. Tom Shroyer Conc.	Permit R-63-84
	623 Stratton Rd., Contr. Joan Bingley	Permit R-67-84
	2805 Freeman St., Contr. Robert Crosby	Permit C-29-84
	1312 Archer, Contr. Victor Wagler	Permit R-65-84
13.	Received recommendation from WPC Engr. to accept Kindercare Shoaff Park River Drive special sewer as an integral part of the City's sewer system.B.O.111-80	Approved by BOW, and sent to Water Pollution Control Engineer
14.	Received payment request- Res. 5972-83, Poplar Phs. II, (Base bid) - L.W. Dailey, Inc. - final - $700.00 from App.#1-95-008-POC-94-431, per P.O.A-27028	Approved and ordered payment from CD & P from App.#1-95-008-POC-94-431
15.	Received contract for Special Services - City Utilities & Energy Systems Research Group, Inc.- $22,230.00	Received and forwarded to Common Council for Approval.
16.	Received Sewer Construction Permit Request from Michael W. Thomas for sanitary sewer project, "Wild Meadow Sec. II"	Approved and issued B.O.#0117-84
17.	Received Res.#74-73-17 authorizing David J. Kiester, Chairman of the BOPW, as signatory on any instruments or documents pertaining to U.S.E.P.A. Grants and City of Ft. Wayne as Grantee assures compliance with State & Federal Laws, Regulations & Policies	Approved. A true copy is herein incorporated.
18.	Received request from T-G Excavating, Inc. for acceptance letter for project Res.393-83, St. Joe Ctr. Rd., - St. Joe San. Sewer Repair.	Approved by BOPW. Guaranty Bond exp. 12-4-85.
19.	Sewer Imp. Res.#401-84, Allen Cty., Flood Control Board 1984. Flapgates.	Approved. Advertise for Bids. Advertise: 7/20 & 2/27/84; Receive bids: 8/8/84. A true copy herein inc.

7/11/84 meeting adjourned at 9:45AM

David J. Kieste

David J. Kiester,

H James Haley

H. James Haley, Member

Betty R. Collins, Member

Attest: Helen V. Gochenour

Helen V. Gochenour, Clerk

THURSDAY, July 12, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 3:30 PM

D. J. Kiester, Chairman — Present
H. James Haley, Member
H. V. Gochenour, Clerk

1. Hearing on Benefits and Damages on Sanitary Sewer Easement 212-83 Amended - Reed Rd.-Karen Ave.	Confirmed and sent to Dept. of Finance.
2. Public Hearing - Res.#6007-84, Southwood Park Phase I, curbs, partial drive approaches and yard walks.	Hearing continued to July 26, at 3:30PM: Remonstrances by Monday, July 23 at 5:00 PM.
3. Received Res. #6010-84 to improve Barr St. from Main St. to Washington St. by cold planning and resurfacing.	Approved and ordered to advertise: Advertise: July 20 & 27, 1984. Receive Bids: 8/8/84. A true copy herein incorporated.

Meeting adjourned at 4:00 PM

David J Kiest
David J. Kiester, Chairman

H James Haley
H. James Haley, Member

Betty R. Collins, Member

Attest: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, JULY 18, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting at 9:00AM

D. J. Kiester, Chairman	Present
H. James Haley, Member	
H. V. Gochenour, Clerk	

1. RECEIVED BIDS
Resolution #6008-84
McMillen Park

Award contract on Friday, July 20, 1984 at 9:00 AM

DAILEY ASPHALT		$59,113.00
	Alt. I	13,451.05
	Alt. II	28,843.00
GAINES CONST.		$60,625.00
	Alt. I	10,663.50
	Alt. II	24,922.00
RIETH-RILEY		$70,433.70
	Alt. I	13,868.15
	Alt. II	28,866.20
JOHN DEHNER		$59,686.00
	Alt. I	15,086.40
	Alt. II	21,926.50
Engr. Est.		$71,178.25
	Alt. I	14,742.81
	Alt. II	29,085.65

2. AWARDED CONTRACT
Resolution #397-84
St. Joe Pump Station

Approved and awarded contract to: Land Excavating for $13,625.00.

3. Received pay request, partial payment invoice no. 1 received from Bercot, Inc. for Lima-Cook-Huguenard Water Main Contract No. 84-XP-1, Div. A, W. O. 63671, EDA No. 06-01-01959 in the amount of $54,598.37.

Approved and forwarded to City Utilities for payment.

4. Received pay request from John Dehner, Inc. for Woodview Healthcare Sanitary Sewer Extension, B. O. 64-84, in the amount of $4,736.00, Work Order #72721.

Approved and forwarded to City Utilities for payment.

5. Received Partial Payment #3 - FINAL on Leo Road Water Main Extension Contract 83-XP-1, B. O. 26-83, W. O. 63593, from Scheidleman, Inc.

Approved and forwarded to City Utilities for payment.

6. Received recommendation from Water Pollution Control Engineering for acceptance of Kindercare Shoaff Park River Drive Special Sewer as an integral part of the City's sanitary sewer system, Contractor, A. D. Delagrange Construction.

Approved and acceptance letter written.

7.	Received Sewer Construction Permit from Water Pollution Control Engineering for Sawmill Woods Section III Sanitary Sewer. Sawmill Woods Development Corporation is applicant, 5904 Sawmill Woods Court.	Approved and Board Order #119-84 issued.
8.	Received petitions for street lighting as follows: Installation of street lights in 4800 bl. of Smith Street Installation of street lights on Daveway Drive (Parkwood Place Addition) Installation of street lighting and alley repaved on Suttenfield and Woodland Installation of street lights on Sumner Court Addition/Ludwig Circle Installation of street lights in 1000 block of DeGroff Street Installation of street lights in 2600 block of Pittsburg Street	Approved and sent to Street Light Engineering for their inspection.
9.	Received petition for curb replacement on Lynn Street from Carew Street to Ralston Street.	Approved and sent to Street Eng. for their inspection. B.O. #121-84
10.	Received petition for renaming of Sumner Court to Ludwig Circle.	Approved and sent to Traffic Engineering for investigation. Board Order #122-84 issued.
11.	Received the following driveway applications: 2405 Woodvalley Dr., Affordable Homes, R-68-84 5011 E. State, Felice Barile, R-70-84 6403 Beaty Ave., Liechty & Assoc., R-61-84 222 E. Fox, Pauline Shepler, R-66-84 2321 Sherborne, Deer-Mer Const., R-69-84 1509 Rosemont, Kurt Haag, R-71-84	Approved.

12. Resolution 74-76-12

WHEREAS, GEORGE AND DORIS WESSEL, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portions of public streets situated in Fort Wayne, Allen County, to-wit:

> That portion of Redwood & Molitor Avenues described as follows, to wit:
>
> Commencing at the Northeast corner of the intersection of Redwood Avenue and Reynolds Street, which is the Southwest corner of Lot #37, Woodland Heights Addition, then proceeding North 155 feet on the West line of Lot 37, Woodland Heights Addition, to the Northwest corner of said Lot 37, thence West parallel to the South line of Lot 37, extended a distance of forty (40) feet, thence South along the East line of Lot 48, Oldsdale Addition and as extended 30 feet, North, a distance of 174.2 feet, thence in a northeasterly direction to the point of beginning, and the east eighty (80) feet of Molitor Street.

All in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512: and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof:

WHEREAS, said vacation of portions of public street has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said portions of public streets hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said subject of public streets hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portions of public streets or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

Approved July 18, 1984 — A true copy herein incorporated.

13. Received invoice from Land Excavating, Inc. for Partial Payment #5, Contract #83-XP-4, Airport Drive and Ferguson Road, B. O. 22-83, Work Order #63614, Invoice No. 4090. — Approved and forwarded to City Utilities for payment.

14. Received Contract No. 8403 for Sawmill Woods, Section III, water project. This agreement is between Sawmill Woods development corporation and the Fort Wayne Water Utility of the City of Fort Wayne. Construction will be performed by T-G Excavating Company. — Approved and Board Order #116-84 issued.

15. Received Encroachment Report from Wholesale Liquors for an encroachment of 16 feet on public right of way on the south side of Wilkie Drive located at 5718 W. Jefferson, also known as lot 317, 316, 295 and 296 Country Club Terrace for landscape purposes. — Approved and sent to Street Eng. for handling.

16. Received sidewalk permit from Robert Houser, location 2602 N. Anthony, Permit No. 1091. — Approved.

17. Received following light orders to be installed, as follows:

One (1) mast arm on pole 562/246 & one (1) 150 H.P.S. lum & lamp	$ 225.00
One (1) wood pole, mast arm, span of duplex and one (1) 150 w. H.P.S. lum & lamp (Rockhill by the Railroad tracks)	525.00
Two (2) mast arm inst. & two (2) 150 H.P.S. lum & lamps on Reynolds	550.00
One (1) wood pole & two (2) mast arm, three (3) W.H.P.S. lum & lamp and one (1) 100 W.H.P.S. alley light in alley bet. Holton & Reed St.	1375.00
One (1) st. light bet. 5618 & 5624 Chester Blvd.	900.00
One mast arm inst. on pole #422/270 & One 150 H.P.S. 5600 bl. Reed Rd.	255.00
Two (2) lights in 300 bl. of W. Branning bet. Harrison & Webster	255.00
St. lighting at 711 Kinsmoor & east end of Kinsmoor	1300.00
St. lights on Juliette from corner of Hale to portion that has lts.	750.00
Two (2) lights in 2400 to 2500 bl. of Carlton Ct.	1800.00
Two (2) lights on Harrison bet. Fleming & Maple Grove	270.00
St. lighting on pole #533/384 5135 Winchester Rd.	310.00
St. lighting on pole #533/432 in middle of bl. on Mayflower	255.00

One (1) aluminum pole, mast arm, lum and lamp on Pinnacle Court	900.00
St. lighting at 1616 Kinsmooor	255.00
One (1) mast arm on pole #475/658 at dead end at Electric & Brown	250.00
Four (4) 28 ft. concrete poles in 4100-4200 bl. of Avondale Dr.	2450.00
St. lighting on W. Foster Parkway bet. Webster & Hoagland	900.00
St. lighting in 100-200 bl. Norfolk & amber at Eastbrook & Norfolk	2200.00

18. Resolution 74-78-18

WHEREAS, CALVARY CHAPEL via REV. WILLIE BOLDEN has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley situated in Fort Wayne, Allen County, to wit:

> The portion of East/West alley located between Hugh Street & Hayden Street, commencing at a point located at the northeast corner of Lot #604, thence west along the north property line of Lot #604 a distance of 175 feet: thence north 90 degrees 0 minutes to the south line of Lot #605; thence east along the south line of Lot #605 to the west right-of-way of Francis Street: thence south along the west right-of-way of Francis Street to the place of the beginning

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of said public alley has been routed through the following departments; Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said public alley hereinbefore be and the same is hereby approved subject to easements as required by all public utilities occupying and using said public alley or part thereof for the vacation and operation of its utility facilities shall file a written consent to said vacation.

7/18/84 meeting adjourned at 10:30 A.M.

David J Kiester
David J. Kiester, Chairman

H James Haley
H. James Haley, Member

Betty R. Collins, Member

Attest: Helen V. Gochenour
Helen V. Gochenour, Clerk

FRIDAY, JULY 20, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 AM

D. J. Kiester, Chairman	Present
H. James Haley, Member	
H. V. Gochenour, Clerk	

1. Received request to award contract - Res. #6008-84, Greater McMillen Phase III, to low bidder: Dailey Asphalt - $59,113.00.	Prior Approval and award, subject to Council.
2. Request payment request - Bonar & Assoc. Inv. 2905 - Engr. Services for Traffic Engr. Maint. Bldg. repairs. Final, for $4,000.00.	Approved for payment from C.C. Acct. #345-006=BWCP-4431.
3. Received agreement between City and Zacher-Keough Trust for Dana-Weatherhead Co. City to pay $3,645.00 on project located at Brotherhood Office Park.	Approved and true copy herein incorporated.

Meeting adjourned at 9:30AM

David J Kiest
David J. Kiester, Chairman

H James Haley
H. James Haley, Member

Betty R. Collins, Member

Helen V Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, JULY 25, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting at 9:00 AM

D. J. Kiester, Chairman	Present
H. James Haley, Member	
H. V. Gochenour, Clerk	

1.	Received payment request to pay Motorola C&E for 60 mobile, total of $66,420.00	Approved for payment from the WPC Utility and to be reimbursed by the Master Lease. A copy herein incorporated.
2.	RECEIVED BIDS: Resolution #398-84 Sluice Gates & Sludge Lagoons	Award on Wednesday, August 1st, at 9:00AM

John Dehner	$25,932.00
Land Excavating	$12,491.00
Scheidleman	$24,790.00
T-G Excavating	$18,740.00
Engr. Est.	$14,321.82

3.	RECEIVED BIDS: Resolution #399-84 Edsall-Schele Drainage	Award on Wednesday, August 1st, at 9:00AM

Bercot, Inc.	$ 8,739.00
John Dehner	14,337.95
Land Excavating	10,705.75
Scheidleman	13,234.00
T-G Excavating	11,274.80
Engr. Est.	9,520.00

4.	Received payment request - Res.#5980-83, Pontiac St. Renaissance, Phase II: Schenkel Constr., Inc.; retainage and final payment of $20,104.60	Approved for payment from CD&P App.#138-972-PONT-4431
5.	Received recommendation for Public Hearing on Woodhurst Addition Project - Res. #167-83, which has been completed. B.O.#179-82.	Approved. Hearing date: 8/23/84 Advertise: 8/3 and 8/10/84
6.	Received payment request - Res.#5984-83 from Nebraska Neighborhood area Dikes - P.O.A-28224 - Spears-Dehner, Inc., retainage - $60,558.80.	Approved for payment App.#1-34-002-BWB-34-431, Street Engr. Dept.
7.	Received Letter of Acceptance, Leo Road Water Main Ext. Cont.#83-XP-1,B.O.26-83, W.O.63593; Scheidleman Excavating, Inc.	Accepted and letter sent 7/25/84. Maintenance Bond posted with BOW.
8.	Received recommendation for acceptance of Streets: Banner, Cavalier, Conestoga and Independence Dr. into Centennial Industrial Park Sec. I & III	Accepted and letter sent 7/25/84. Maintenance Bond posted with BOW.

9. Received request to adopt Res. #179-84 - Street Lighting Maint. to provide for labor & equip. to maintain City's street lights.	Approved and adopted. Advertise for bids: 8/3 & 8/10/84 Receive bids: 8/22/84.
10. Received recommendation from Traffic Engr. re: petition to change Sumner Court to Ludwig Circle. (rename) B.O.122-84.	Name change approved and new signs ordered from Traffic Engr.
11. Received request for Sewer Construction Permit for Hovan Park Sanitary Extension - Speedway Drive. B.O.123-84.	Approved and B.O.#123-84 issed and forwarded to WPC to proceed with plans.
12. Received proposal for a Master Agreement and Subagreement No. 1 for implementation of an Infrastructure Management System by Camp Dresser & McKee.	Approved, and copies forwarded.
13. Received driveway applications: 1603 Schilling, R. Houser, Contr. P#R-78-84 4500 Blk.Speedway, Brooks Cons. P#C-32-84 7723 Weymouth Ct.,Stuckey Cons. P#R-73-84	Approved and permits sent.
14. Received sidewalk permits for: 2002 Roy St.;6217 Amarillo Dr. & 1932 Roy St.	Approved
15. Received petitions for street lights: 400 block Madison & Jefferson 411 - 421 Grapevine Lane 309 E. Woodland (alley) 430 Agnes St. (telephone pole)	Approved and sent to Street Lighting to investigate and report.
16. Received petitions for replacement of sidewalks: 1038 St. Joseph Blvd. 7008 Bluffton Rd. to Ellenberg	Approved and sent to Street Engr. to investigate and report.
17. Petition received for drainage of water at Lathrop Place	Approved and sent to WPC for investigation and report.

Meeting adjourned at 10:00AM

David J. Kiest

David J. Kiester, Chairman

H James Haley

H. James Haley, Member

Betty R. Collins, Member

Helen V. Gochenour

Helen V. Gochenour, Clerk

Thursday, JULY 26, 1984
PUBLIC HEARING

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting at 3:30PM

D. J. Kiester, Chairman H. James Haley, Member H. V. Gochenour, Clerk	Present
1. Res. #6007-84, Southwood Park, Phase I, Curbs and partial drive approaches - To Confirm	Confirmed and ordered Street Engr. to finalize plans.
2. Received payment request - Res. 5952-82, Asphalt Resurfacing 3rd District - Brooks Constr. Co., Retainage $5,000; P.O.#A-20318	Approved for payment from APP#3-94-006-595-24-431.

Meeting adjourned at 4:00PM

David J. Kiester
David J. Kiester, Chairman

H James Haley
H. James Haley, Member

Betty R. Collins, Member

Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, AUGUST 1, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 A.M.

David J. Kiester, Chairman
H. James Haley, Member
Helen V. Gochenour, Clerk

1.	AWARD CONTRACT:	
	Received tabulation and recommendation prepared by Water Pollution Control Engineering for Contract 398-84, Lagoons - Sluice Gate Sanitary Sewer Improvement.	Approved and awarded contract to Land Excavating in the amount of $11,391.00.
2.	Received tabulation and recommendation prepared by Water Pollution Control Engineering for Contract 399-84, Edsall - Schele Drainage.	Approved and awarded contract to Bercot, Inc. in the amount of $8,739.00.
3.	Received pay request #1 for work completed to date - Res. #5999-84, Hanna-Creighton IX, Phase III, B. O. #30-84 from Gaines Construction Co., Inc. in the amount of $28,876.89.	Approved and ordered payment from CD & P Appropriation #1-95-008-HCC-04-431 per Purchase Order #A-35963.
4.	Received pay request #1 for work completed on Res. #6000-84, Larez Neighborhood VIII, Phase III, B. O. 32-84, from Hipskind Concrete Corporation in the amount of $31,476.15.	Approved ordered payment from CD & P from Appropriation No. 1-95-008-LAC-04-431.
5.	Received pay request for work performed on Water Resolution #1028-83, Norwood-Houser - Partial Payment #4 and FINAL, Invoice #1062A, Scheidleman Excavating, Inc. in the amount of $1,522.24. Work Order #63622.	Approved and forwarded to Controller for payment from the Revolving Barrett Law Account.
6.	Received pay request on Confluence Project - Flood Control from Bonar & Associates, Inc. - Invoice #2916 in the amount of $3,675.78.	Approved and forwarded to City Utilities Accounting and charged to Work Order #54903.
7.	Received pay request for Res. 84-W-2 Cook Road Water Reservoir & Pumping Station, Invoice #2920 from Bonar & Associates in the amount of $9,750.00.	Approved and forwarded to City Utilities Accounting and charged to Work Order # 63631, B. O. 77-83.
8.	Received invoice #2911 from Bonar & Associates (FINAL) for engineering services for Flood/Levee/Rivergreenway Project in the amount of $1,571.00. (P.O. #A26946)	Approved and ordered payment from C.C. Account #010-006-RVRG-4431.
9.	Received invoice from Bonar & Associates, Inc. for professional services pursuant to their contract dated April 25, 1984 in the amount of $1,394.18, Invoice No. 2929.	Approved and ordered payment from City Utilities.

FRONT

10.	Board prepared Resolution as a result of petition changing name of Sumner Court to Ludwig Circle.	Approved and sent to Common Council August 14, 1984, copy herein incorporated.
11.	Received Water Contract 8404 - Hovan Park, B. O. 118-84, W. O. 63683 prepared by Water Engineering to serve Hovan Park from Speedway Drive.	Approved.
12.	Received Contract #397-84 - St. Joe Pump Station awarded to Land Excavating, Inc. in the amount of $13,625.00 prepared by WPC Engineering Dept.	Approved and sent to Common Council August 14, 1984.
13.	Received Water Main Petition from property owners to serve Ludwig Park Drive.	Approved and forwarded to Water Engineering Department for their investigation.
14.	Received petitions for Street Lights from property owners requesting lights on Autumn Lane, and a petition for Gretna Avenue.	Approved and forwarded to Street Light Engineering for investigation.
15.	Received the following driveway applications. 4119 Highwood Dr., Avila Const. R-75-84 5612 Larchwood Run, Adventurous Homes, R-77-84 5611 Inland Trail, Adverturous Homes, R-76-84	Approved and permits forwarded to right-of-way.
16.	Received recommendation from WPC Engineering Department to accept the following sewers: Lakes of Buckingham N, Ph. II Hillsboro Addition, Sec. I, Lateral "D" Sawmill Woods, Sec. II,. Fallen Timbers Sec. "C" Maplecrest Rd. & Trier Rd. Redi-Med Emergency Clinic 1209 Reckeweg Rd. & Illnois Rd. Lake Rivers Estates West	Approved and acceptance letters written accepting the sewers as an integral part of the City of Fort Wayne's sewer paper.
17.	RESOLUTION #74-85-17 Board prepared Resolution authorizing funds from WPC Utility to pay for 28 Sedans for Police Department to Bob Jackson Ford Sales for a total purchase price of $297,932.60. Reimbursement will be made to Water Pollution Control Utility as soon as the Master Lease proceeds are received including interest thereon.	Approved and forwarded to City Utilities for payment. This resolution herein incorporated.
18.	Received petition from property owners on Winchester Road for installation of a sanitary sewer line.	Approved and forwarded to WPC Engineering and Board Order 89-84 issued.
19.	Received following light orders to be installed as follows:	Approved.

Street lighting on Jonquil between Delray & Exeter (5)	$4500.00
Change out three 175 WMV to 150 W HPS 400 block Dalman	525.00
Installation of one (1) wood pole on 3000 S. Barr Street	825.00

8/1/84 Meeting adjourned at 9:45 a.m.

David J. Kiest

David J. Kiester, Chairman

H James Haley

H. James Haley, Member

Betty R. Collins, Member

ATTEST: Helen V. Gochenour

Helen V. Gochenour, Clerk

WEDNESDAY, AUGUST 8, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting at 9:30AM

D. J. Kiester, Chairman	Present
C. R. Simon, Member	
H. V. Gochenour, Clerk	

1. RECEIVED BIDS:
   Resolution 6010-84
   Barr Street

BROOKS CONST.	$41,570.00
DAILEY	41,412.00
RIETH-RILEY	36,368.40
WAYNE	37,850.00
Engr. Est.	32,182.70

Award contract on Wednesday, August 15, 1984

2. Received payment request - Water Main Contr. #84-XP-1 Lima-Cook-Huguenard, Div. B-W.O. #63672, EDA#06-01-01959, from All Star Constr. & Excavating Amount: $87,254.27.

Approved for payment, Inv. #002, payment #2, and charged to W.O.#63672 EDA #06-01-01959

3. Received payment request - Northwest Reservoir & Pump Stat. Contr. 84-W-1, for payment 3 Amount: $331,217.50/Preload Tech.

Approved for payment and charged to B.O.#77-83, W.O. #63631.

4. Received payment request - Northwest Reservoir & Pump Stat. Contr. 84-W-2, for payment #2 Amount:$16,056.00/Indiana Constr.

Approved for payment and charged to B.O.#77-83, W.O. #63631.

5. Received payment request - Contract 84-XP-1, Lima-Cook-Huguenard, Div. C, W.O. #63673, All Star Constr. Amount: $28,492.36.

Approved for payment and charged to W.O.#63673. EDA #06-01-01959

6. Received payment request - Berry St. Sewer Abandonment & Inter-Connection, Res.#386-83, Division II to pay Midwest Mole, Inc. Amount:$88,936.15

Approved for payment and charged to Job. No. IN 83-17.

7. Received contract - Res. #399-84 - Edsall-Schele Drainage; awarded to Bercot, Inc. for $8,739.00 from WPC.

Forwarded to Common Council for approval.

8. Received Amendment to contract - Res. #6000-84, to include alt. Bid I awarded to Hipskind Concrete Corp. - Larez Neighborhood VIII, Phase III.

Forwarded to Common Council for prior-approval.

9. Received Change Order #1 (final) Morrell Dr. Water Main Est., Res. #1030-83, B.O. 61-83; W.O. 63632 - All-Star Constr.. Deducted $563.90 from contract; new contract price is $13,894.10.

Forwarded to Common Council for approval.

10.	Received Res. 6007-84, Southwood Pk. Neighborhood-Phase I, curbs, partial drive approaches/yard walks,etc;	Approved by C.C. Advertise: 8/10 - 8/17/84. Receive Bids: 8/29/84
11.	Received Res. 6011-84, Pontiac Place III for adoption, from STREET ENGR.	Approved by C.C. Advertise: 8/17 - 8/24. (Adopted) Receive Bids: 9/5/84 /A true copy herein incorp.
12.	Received request from Water Engr. to install portion of 8" "off-site" main on Spanish Trail from Bello Dr. to Maravilla Dr.	Letter sent to Water Engr. to proceed with plans. B.O. #131-84 issued.
13.	Received Agreement for sewer extension for College Park Office Condominium.	Forwarded to Common Council for prior approval.
14.	Received Private Sidewalk Applications: 1517 Tecumseh/Bush Construction 2021 Lynn Ave./Werling Contracting 2906 Hoagland Avenue/Junior E. Wine 715 Archer Avenue/Bob Hauser	Approved and permits issued.
15.	Received Sidewalk Petition for: 921 Grace Ave., from approach on east to property line on west; to replace sidewalks and curb in front.	Ordered Street Engr. to investigate and report.
16.	Received Driveway Applications:	Approved and permit numbers issued:
	100 E. Collins Dr./Beld Group	C-33-84
	1401 S. Harrison/R. Crosby	C-34-84
	704 N. Camden/Roger Wilson	R-80-84
	2501 Poinsette/Wallace Hogle	R-84-84
	2625 Independence Dr./Zumbrum Cons.	C-35-84
	3027 Kingsly Dr./Avila Constr.	R-79-84
17.	Received Invitational Bid - Reed Rd. - K-9 Ranch Drainage Improvement B.O.100-84; W.O. 72799. Low bid rec'd. from T-G Excavating, Inc. for $8,260.00; WPC ENGR. recommends awarding to T-G.	Contract Awarded to T-G Excavating-- Payment to be made from Storm Sewer Relief Funds and charged against W.O. 72799.
18.	Received Res. #74-88-18, Allen County, deeded real estate; Lot 224, Lewis addition to the City of Fort Wayne, (commonly known as 507 E. Masterson Key #93-3286-5224); South 62.1 ft. of W. 1/2 of Lot 202 Lewis Add. to the City of Ft. Wayne,AllenCo., IN, (Commonly known as 1815 Clay, Key #93-3286-5293).	Approved and a true copy herein incorporated.

Meeting adjourned at 10:00 AM

David J. Kiest

David J. Kiester, Chairman

Cosette R. Simon

Cosette R. Simon, Member

Betty R. Collins, Member

Helen V. Gochenour

Helen V. Gochenour, Clerk

THURSDAY, AUGUST 9, 1984
PUBLIC HEARING

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 3:30 p.m.

D. J. Kiester, Chairman C. R. Simon, Member I. M. Whipp, Clerk Pro Tem	Present
1. Hearing on Confirmation of Assessment Roll: Resolution #400-84 - Radcliffe - Pontiac Sanitary Sewer	Hearing continued.

Meeting adjourned at 4:00 P.M.

David J. Kiest

David J. Kiester, Chairman

Cosette R. Simon

Cosette R. Simon, Member

Betty R. Collins, Member

Irene M. Whipp

Irene M. Whipp, Clerk Pro Tem

Friday, August 10, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 A.M.

D. J. Kiester, Chairman C. R. Simon, Member H. V. Gochenour, Clerk	Present
1. AWARD CONTRACT: Resolution #6010-84 Cold Planing & Resurfacing of Barr St.	Approved and awarded to Rieth-Riley in the amount of $36,368.40. Forwarded to Common Council Prior Approval August 14, 1984.
2. Received recommendation for acceptance letter from WPC Engineering for Louisedale Drive Sanitary Sewer Extension (formerly Bayer Acres) B. O. 184-83. Brooks Const. Co., Contractor.	Approved and acceptance letter sent. Maintenance bond on file.
3. Received recommendation for acceptance letter from WPC Engineering for Summit City Investments Sanitary Sewer Extension, B. O. 11-84. T & G Excavating, Inc., is the Contractor.	Approved and acceptance letter sent. Maintenance bond on file.

Meeting adjourned at 9:30 A.M.

David J. Kiester

David J. Kiester, Chairman

Cosette R. Simon

Cosette R. Simon, Member

Betty R. Collins, Member

Attest: Helen V. Gochenour

Helen V. Gochenour, Clerk

MONDAY, AUGUST 13, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting Held at 9:00AM

D. J. Kiester, Chairman	Present
C. R. Simon, Member	
H. V. Gochenour, Clerk	
Received from WPC:	
1. Emergency Resolution - for water Pollution Control Plant Expansion - repair of two existing 6" lines for transport of cooling water from Engine/Generators and for supplying cooling and seal water to pump, engines, etc. Res. #74-91-1.	Approved and a true copy is herein incorporated

MEETING ADJOURNED AT 9:30AM

David J. Kiest

David J. Kiester, Chairman

Cosette R. Simon

Cosette R. Simon, Member

Betty R. Collins, Member

Helen V. Gochenour

Helen V. Gochenour, Clerk

WEDNESDAY, AUGUST 15, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00AM

D. J. Kiester, Chairman C. R. Simon, Member H. V. Gochenour, Clerk	Present

1.	Received Bids Allen County Flood Control Board 1984 Flapgates, Res. #401-84 John Dehner $109,200.00 T-G Excavating 115,700.41 Eng. Est.: $83,470.00	Award contract on Wed. 8-22-84-9:00AM
2.	Received payment request - Res. #5997-84, B.O.#26-84/Demolition Old City Util. Bldg., 308 E. Berry St.; Richard Ness Excav. & Trucking, Amount: $36,764.00.	Approved and to be paid from Approp. No. 1-67-006-LAN-D4-415; P.O.#A-35733.
3.	Received payment request - Water Contr. #84-XP-1, DW"A", W.O. 63671, EDA # 06-01-01959 - Lima Rd. Feeder Main, Partial Payment #2; Bercot, Inc. Amount: $115,347.32.	Approved and paid from W.O.#63671, Water Contr. #84-XP-1; EDA #06-01-01959.
4.	Received payment request for fees for appraising of abandoned vehicles; Robert L. Kelley; Amount: $1,315.00.	Approved and to be paid from fund #165. Civil City.
5.	Received sewer construction permit request - for College Park Office Condominiums on Stellhorn Rd. from W.P.C.	Approved and B.O.#133-84 issued.
6.	Received Contr. #8405 from Water Engr. for College Park Condos. Ph. I, Water Main Ext., B.O.#130-84 W.O.#63687; Commercial Equity Rescs. Amount: $2,818.00 for engr. & tap.	Approved and to be paid from C.U. B.O.#130-84, W.O.#63687.
7.	Received Special Street Permit - Sawmill Woods Dr., Monument Dr., & Crofton Dr.; Sawmill Woods SectionIII	Approved.
8.	Received Acceptance letter - WPCm T-G Excavating, Inc. on West Winds Apts. State III, San. Sewer Ext.	Approved and letter sent. Exp. of Bond: 8/15/85.
9.	Received Acceptance Letter - Calhoun Street Transit/Pedestrian Mall. Brooks Construction Co.	Approved and sent. Exp. of Bond: 8/15/85.
10.	Received misc. bid - S.W. corner of Mary & Davis Sts.; (low bid) submitted by Tomco Constr. Co., Amount: $1,518.40; to widen Mary St. & Extend driveway app.	Approved and purchase order issued in amt. of $818.75 to Tomco for City's share of cost. Property Owner to pay remaining $699.65. To be paid from approp. fund #138-972-LR&S-4431.

11. Received driveway applications:	Approved and permits issued as follows:
5211 Merchandise Dr.;Travis Goyd	Permit #C-36-84
2408 Bellflower Ln.;Affordable Homes	Permit #R-85-84
5827 Breconshire; Windsor Bldrs.	Permit #R-81-84
4919 Holton Avenue;Avila Constr.	Permit #R-82-84
4915 Holton Ave.; Avila Constr.	Permit #R-83-84
12. Received Light Petitions: For lighting in alley of 2519 to 2531 Bowser Ave.	Approved. Sent to Street Light Engr. to investigate.
13. Received sidewalk petitions: Replace sidewalks on northeast corner of Warsaw & Dalman - 1955 to Warsaw east on Dalman to the alley.	Approved and sent to Street Engr. to investigate.
14. Received traffic sign petitions: To set up a three-stop sign on corner of Masterson & Hoagland and Williams & Hoagland/or a caution light on these corners.	Approved and sent to TrafficEngr. to investigate. Issued B.O.#134-84
15. Received Building Encroachment - Clifford & Ardath B. Falls Estate 401 Cherry Street.	Approved.
16. Received Inspection Report on Lakes of Buckingham, Sec. II Storm Sewer by WPC Engr. -- Meets City's Standards & Specs. B.O.48-84.	Approved and letter sent to Kurtz Excava. of acceptance.

MEETING ADJOURNED AT 10:00AM

David J. Kiest

David J. Kiester, Chairman

Cosette R. Simon

Cosette R. Simon, Member

Betty R. Collins, Member

Helen V. Gochenour

Helen V. Gochenour, Clerk

WEDNESDAY, AUGUST 22, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00AM

David J. Kiester, Chairman	Present
Betty R. Collins, Member	
Helen V. Gochenour, Clerk	

1. RECEIVED BIDS
Resolution 179-84
Street Light Engineering
Maintenance Contract

LABOR & EQUIPMENT:

1. Relamping Unit/per 8/hr.day (normal work day)
2. Relamping Unit/per/hr. of overtime (Sundays)
3. Relamping Unit/per/hr. of overtime (Saturdays & weekdays)
4. Maintenance Unit/per/hr. (normal work day)
5. Maintenance Unit/per/hr. of overtime (Sundays & Holidays)
6. Maintenance Unit/per/hr. of overtime (Saturdays & Weekdays)
7. Trouble shooting vehicle (equip. & Oper./per hr.)
8. Trouble shooting vehicle (equip. only) per/hr.
9. Trouble Shooting vehicle (equip. only) per/month

Above prices and rates shall be firm through August 31, 1985. Escalation adjustment of 5 percent shall be effective September 1, 1985 through August 31, 1986 on all Rates & Prices Labor Items only.

	N.G. GILBERT	T-F CONSTRUCTION	ENGINEERING
1.	$313.00	$300.00	$315.00
2.	60.90	48.00	51.00
3.	50.00	38.00	41.00
4.	111.00	101.00	105.00
5.	172.50	137.00	148.00
6.	141.75	108.00	117.00
7.	55.45	50.00	7.60
8.	7.75	6.00	7.00
9.	935.00	500.00	540.00
Esc.	6%	5%	5%

LOW BIDDER: T-F Construction
at: $273,676.00

Void

2.	~~Received payment request - Res. 5985-83- Lafayette St., Corridor - P.O.#A-28582 - Moellering Constr. Co., $19,660.80(final).~~	~~Approved and to be paid from Approp. #138-972-LAFY-4431; P.O. #A-28582, CD&P~~ see 74-126-2
3.	Received payment request #72, WPC Plant Exp. AWT-C180774-03-Howard Needles Tammen & Bergendoff - for period of May 26, 1984 thru June 22, 1984, for $5,285.92.	Approved and to be paid from C.U. on project AWT-C180774-03.
4.	Received miscellaneous invitational bid: 1) N.E. Corner of Killea St.,&Hoagland Ave. 2) N.E. Corner of Margaret & St. Marys Ave. 3) Sidewalk Restoration - 7006 Bluffton Rd. For: Tomco Constr. Co. - Low Bid amount of: $2,949.85, recommended by Street Engr. P.O. to Tomco for $2,588.95 and remaining $360.90 to be paid by property owner.	Approved and to be paid from App.138-972-LR&S-4431 - Street Engr.

5.	Received Change Order #3 (FINAL) forwarded by WPC Engineering Department for Res. #394-84, "Baer Field Air Traffic Control Tower" Sanitary Sewer Extension, B.O. 183-83, Scheidleman Excavating, Inc. Contractor. This is for an increase of $406.44.	Approved and forwarded to Common Council on August 28, 1984.
6.	Received recommendation from Street Engineering Department to proceed with project to replace sidewalk sections and curb and install 12" concrete curb extension into park strip in front of 921 Grace Avenue. Property Owner's Cost $ 551.00 City's Cost 387.00 Total Est. Cost $ 938.00	Approved and ordered Street Engineering Department to proceed.
7.	Received Special Street Permit for Inwood Drive and Nevada Avenue in Executive Park, Delta Heights Addn. from Jehl Homes Corporation.	Approved.
8.	Received pay request for Professional Services for the Waterworks Park for July 1, 1984 in the amount of $2,973.78 from Eric R. Kuhne, Architect.	Approved and forwarded to City Utilities for payment.
9.	Received recommendation from Street Engineering Department to proceed with sidewalk project at 1038 St. Joe Blvd., B. O. 126-84. (75% - 25%) Property Owner's Cost $ 671.42 City's Cost 223.81 SUB-TOTAL 895.23 Additional 7 L.F. of Walk to Establish Grade Elevation: (City) 7 L.F. X 12.78896103 89.52 TOTAL $ 984.75	Approved and ordered Street Engineering Department to proceed.
10.	Received Light Order #5186 for street light on W. Pettit between Southwood Avenue to Stratford Road on utility pole on the easement in the 1000 bl. on the south side from Street Lighting Engineering.	Not approved as City does not install lighting in easements.
11.	Received the following sidewalk permits. 1825 Forest Down Dr./Ned Keener Const. 2309 Brown St./Tony J. Tomei, Sr. 835 Larch Lane/Holida Homes 909 Larch Lane/Holida Homes 823 Larch Lane/Holida Homes	Approved and permits issued.
12.	Received the following driveway permits. P-22-84 - 6006 Brandy Chase Cove - Health Quest Corp.	Approved and permits issued.
13.	Received Notice to Contractors on Hacienda Water Contract No. 8406 B.O. 151-83. Advertisement to be published on August 24 and 31, 1984 & bids to be received on September 12, 1984 at 9:00 a.m.	Approved.

14.	Received storm drainage petition on Margaret Avenue and Archer Avenue from Poinsette Drive to Edith Avenue. (Highland Addition)	Approved and forwarded to WPC Eng. for their investigation. B. O. #136-84 issued.

MEETING ADJOURNED AT 10:00 A.M.

David J. Kiester
David J. Kiester, Chairman

Betty R. Collins, Member

Cosette R. Simon
Cosette R. Simon, Member

Helen V. Gochenour
Helen V. Gochenour, Clerk

THURSDAY, AUGUST 23, 1984
PUBLIC HEARING

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 3:30 p.m.

D. J. Kiester, Chairman
C. R. Simon, Member
Helen V. Gochenour, Clerk — Present

1. Hearing on Confirmation of Assessment Roll. Resolution #167-83 - Woodhurst Addn. Ornamental Street Lighting	Confirmed and ordered sent to the Department of Finance.

MEETING ADJOURNED AT 4:00 P.M.

David J. Kiest
David J. Kiester, Chairman

Cosette R. Simon
Cosette R. Simon, Member

Betty R. Collins, Member

Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, AUGUST 29, 1984

Department of Public Works
Office of the Board
Room 910, City-County Bldg.
Meeting held at 9:00 AM

David J. Kiester, Chairman Cosette . Simon, Member Helen V. Gochenour, Clerk	Present
1. Received Bids Resolution 6007-84 Southwood Park Dailey: $198,762.00 Alt. $38,806.20 Gaines: $167,975.00 Alt. $33,058.00 Eng. Est.: $154,803.00 Alt. $30,149.50	Award contracts Friday, 8/31/84
2. Award Res. 179-84 Received tabulation & recommendation prepared by Street Light Engr. Dept. for maintenance & construction on the municipally owned St. Lighting system of the City.	Awarded contract to T&F Constr. Corp. for unit prices indicated in bid proposal subject to Councilmanic approval Ordered St. Light Engr. to prepare contract.
3. Received payment request from Bonar & Assoc. to pay Midwest Mole, Inc. $13,860.90 (retainage for Berry St. Sewer Abandonment & Interconnect Project-Res.386-83, Div.II,	Approved and payment made from C.U. Job. No. 83-17, Inv. #362-A FINAL.
4. Received contract for Berry St. Sewer Abandonment & Inter., Res. #386-84, Div. II, from Midwest Mole, Inc. for future maintenance of project.	Bonar & Assoc. has reported inspection of work to be satisfactory. Accepted and approved by B.P.W.
5. Received payment request - Hanna-Creighton IX, Phs. III, B.O.30-84, Res. 5999-84; Gaines Constr. Col, amount: $17,968.08 P.O. #A-35963; CD&P. (10% retainage withheld).	Approved and payment made from CD&P Approp. #1-95-008-HCC-04-431; P.O. #A-35963.
6. Received payment request - Poplar Neighborhood Phs. III, B.O. 36-84; Tomco Constr. Invoice #229, amount: $21,009.83 per P.O. #A-36790; CD&P. (10% retainage withheld).	Approved and payment made from CD&P Approp. #1-95-008-POC-04-431 P.O.#A-36790.
7. Received Notice of Water Main Extension - Ashwood Dr. West of Ardmore Network Connect. from Water Engr./Cap. Improve. Proj. WE-10H of inspection.	Notice of inspection has been approv
8. Received contract - Gaines Constr. Col, Res. #6003-84, McCulloch & Winter St. from Lewis to Hayden (E. Central X, Phs. III),Amount: $75,356.20.	Approved and forwarded to Common Council.
9. Pay request received - #3, Res.#391-83-Lawrence Drain Improve. T-G Exca., Inc. $41,227.85 to Contrac. & $4,580.87 to Escrow.	Approved for payment from C.C. Appr #330-006-SEWR-4364.

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10. Received driveway applications:

2324 Cambridge, Shroyer Concrete	Permit #R-93-84
1609 Forest Pk. Blvd., H. Gingerich	Permit #R-92-84
609 E. Cook Rd., Mid America Corp.	Permit #P-24-84
609 E. Cook Rd., Mid America Corp.	Permit #C-41-84
5717 Roaring Fork Dr., Roger Wilson	Permit #R-91-84
2620 Independence Dr., Graham-Lantz, Inc.	Permit #C-39-84
823 Larch Ln., Holida Homes	Permit #R-90-84
5718 W. Jefferson, Brooks Constr.	Permit #C-38-84
1825 Forest Down Dr., N. Keener Constr.	Permit #R-87-84
1140 Hayden St., Graham-Lantz, Inc.	Permit #C-40-84
909 Larch Ln., Holida Homes	Permit #R-89-84
835 Larch Ln., Holida Homes	Permit #R-88-84

11.	Received light petitions: For temporary lighting on W. State St. from Edith to N. Highlands until permanent ones can be installed (to prevent accidents).	Approved and forwarded to Street Light Engineering to investigate.
12.	Received Limited Parking Petition: For limited parking on west side of Frary Ave. from 8:AM to 9:AM and 3:PM to 4:PM daily.	Approved and forwarded to Traffic Engr. to investigate.
13.	Received recommendation to add sidewalk removal & replacement of (2) 5'x5' blocks at 2225 Wawanaissa Trail, Ind. Village to award to Tomco Constr. for Misc. Bid.	Approved and property owner to pay 75%; City of Fort Wayne to pay 25% of cost.
14.	Received resolution to vacate public alleys - Brackenridge & Baker's Add. requested by Lincoln National Life Ins.	Approved and a copy is herein incorp.
15.	Received completion affidavit for acceptance of Golden Years Homestead, Sec. V, Sanitary Sewer Ext. by the City.	Investigated and accepted as an integral part of the City of Ft. Wayne's sewer system.
16.	Received WPC General Rules & Regulations Revised Sec. 24-2.	Approved by BOPW and a copy herein incorp.
17.	Received sidewalk permit for: Replacement-- 4008 Indian Hill St., G&B Constr.	Approved and issued Permit #1111
18.	Received recommendation from WPC Engr. not to award Res. 401-84, B.O.#9-84, Flapgates-Allen Co. Flood Contr. Board. Further recommendation by WPC is to modify the Construction drawings & resolution and re-bid project.	Approved as recommended. To be re-bid on 9/26/84. Ad dates: 9/7 & 9/14/84. Resolution adopted, as modified.

MEETING ADJOURNED AT 10:00 AM

David J Kiest
David J. Kiester, Chairman

Cosette R. Simon
Cosette R. Simon, Member

Betty R. Collins, Member

Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, SEPTEMBER 5, 1984

Department of Public Works
Office of the Board
Room 910, City-County Bldg.
Meeting held at 9:00 AM

David J. Kiester, Chairman Cosette R. Simon, Member Helen V. Gochenour, Clerk	Present
1. Received Bids Res. #6011-84 Pontiac Place, PH.III DAILEY $78,355.88 GAINES 77,487.25 RIETH-RILEY 88,754.50 Eng. Est. 82,234.10	Award contract Friday, 9/7/84
2. Received payment request from CD&P for Larez Neighborhood VIII, PH.III, Res. #6000-84, B.O.#32-84 to pay Hipskind Concr. Corp. For Inv. #2 amount of $20,811.51.	Approved and to be paid from APP.#1-95-008-LAC-04-431 per P.O.#A-36100.CD&P
3. Received payment request from CD&P for Larez Neighborhood VIII, PH. III, Res. #6000-84, B.O.#32-84 to pay Hipskind Concr. Corp. - $12,261.78 for Alt. I Bid, Inv. #1.	Approved and to be paid from APP. #1-95-008-LAC-04-431 per P.O. #A=36100. CD&P
4. Received payment request- Crescent Ave. Improvements - Proj. #M-F312(1) from Clyde E. Williams & Assoc., amount of $292.68 for engr. assess. for period 9/28/81 thru 6/30/84.	Approved and payment to be made from C.C. account #138-972-0006-4431.
5. Received payment request - Crescent Ave. Improvements - Proj. #M-F312(1) from Clyde E. Williams & Assoc., amount of $4,619.26 for period of 3/1/84 thru 7/31/84.	Approved and payment to be made from C.C. LRS account #138-972-0006-4431.
6. Received Res. #74-100-6 for vacation of dedicated plat - Godfrey's Subdivision, petitioned by John R. Worthman.	Adopted and a copy herein incorporated.
7. Received acceptance letter - Meyer Rd. Sanitary Sewer Extension - John Dehner, Inc. from WPC Engr. B.O.#66-82	Accepted project as an integral part of the sewer system after investigation by the City of Fort Wayne.
8. Received acceptance letter - Burma Rd.-Huguenard Sanitary Sewer - John Dehner, Inc. from WPC Engr.. B.O.#187-86.	Accepted project as an integral part of the sewer system after investigation by the City of Fort Wayne.
9. Received sidewalk petitions: 523 W. Lexington, Lot 113 Fairmont Pl.Add.	Accepted and forwarded to Str. Engr. to City to pay 25% of cost.

10.	Received lighting petition for replacement of existing street lighting with decorative street lighting on Rose Lane from Hoagland Avenue to Fairfield Avenue.	Approved. Sent to Street Lighting to investigate.
11.	Received petition for sanitary sewer on Lima Road from Washington Center Road North on Lima Road to 1400± L.F. North of Washington Center Road.	Approved and sent to WPC Eng. Department to investigate.
12.	Received request from Street Engineering that the bids on Resolution #6007-84 be voided (Southwood Park, Phase I) because they were in excess of the acceptable 5% standard over-run by 3.5%.	Approved request to rebid project #6007-84 in fall.
13.	Received contract prepared by Street Eng. for Res. #6010-84 awarded to Rieth-Riley Construction Co., Inc. in the amount of $36,368.40.	Approved and forwarded to Common Council on September 12, 1984.
14.	Received recommendation from WPC Eng. Department to accept Ft. Wayne Metal Products Sanitary Sewer Extension as an integral part of the City of Fort Wayne's sewer system.	Approved and acceptance letter sent.
15.	Received recommendation from WPC Eng. Department to accept Keystone Road Sanitary Sewer Extension as an integral part of the City of Fort Wayne's sewer system.	Approved and acceptance letter sent.
16.	Received recommendation from WPC Eng. Department to accept Kinnerk Road Extension sewer as an integral part of the City of Fort Wayne's sewer system.	Approved and acceptance letter sent.
17.	Received the following driveway permits. C-43-84, 4905 Speedway Dr., Const. Design Assoc. R-94-84, 2716 Knightsbridge Pl., Windsor Builders/Camelot Homes P-25-84, 7315 S. Anthony Blvd., Gabriel Dev. G-44-84, 7315 S. Anthony Blvd. - Drive fronts onto Tillman Rd., Gabriel Dev.	Approved.
18.	Received resolution for Board to authorize funds from WPC Utility to pay for 17 vehicles for City Utilities Garage to Allen County Motors in the amount of $144,350.46. Reimbursement to be made to Water Pollution Control Utility from Master Lease when funds are appropriated.	Adopted resolution.
19.	Received Grant of Easement for water main to City of Fort Wayne from Blackhawk Village Partnership and Ward Development Company, Inc. (Georgetown) - Doc. #84-019802.	Approved and herein incorporated.
20.	Received pay request for Res. #6008-84 - Greater McMillan Neighborhood Phase III, B. O. 28-84 from Dailey Asphalt in the amount of $23,611.50, P. O. A-36968.	Approved and ordered payment from CD & P from Appropriation #1-95-008-MCC-04-431.

Wednesday, September 5, 1984
MEETING ADJOURNED AT 9:20 A.M.

David J. Kiester
David J. Kiester, Chairman

Betty R. Collins, Member

Cosette R. Simon
Cosette R. Simon, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

FRIDAY, SEPTEMBER 7, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

David J. Kiester, Chairman Cosette R. Simon, Member Helen V. Gochenour, Clerk	Present
1. AWARD CONTRACT Resolution #6011-84 Pontiac Place, Phase III.	Approved and awarded to Gaines Construction Company, Inc. in the amount of $77,291.24.
2. Resolution adopted by the Board of Public Works for proposed rates and charges for the water utility.	Approved and sent to Common Council September 11, 1984.
3. Received Contract for Restoration of City Parking Garage, 915 South Clinton Street between City of Fort Wayne and Architect, Gibson, Tourney, Kim, Inc.	Approved. Copy on file in vault.

Meeting adjourned at 9:15 a.m.

David J. Kiester
David J. Kiester, Chairman

Betty R. Collins, Member

Cosette R. Simon
Cosette R. Simon, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, SEPTEMBER 12, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 AM

David J. Kiester, Chairman — Present
Betty R. Collins, Member
Cosette R. Simon, Member

Helen V. Gochenour, Clerk

1. Received Bids — Award Contract Wednesday, 9/19/84

Contract #8406 - Hacienda Village Water Main

All Star	$33,923.96
John Dehner	40,492.50
Land Excavating	39,215.50
Scheidleman Excavating	39,617.25
T-G Excavating	45,822.50
Eng. Estimate	$43,329.00

2. Received pay request partial payment no. 3 for Lima Road Feeder Main Contract 84-XP-1, Division A, EDA No. 06-01-01959 from Bercot, Inc. in the amount of $62,150.27. — Approved and ordered payment from City Utilities. (W.O. 63671)

3. Received pay request partial payment no. 3, for Lima Road Feeder Main Contract 84-XP-1, Division B, EDA No. 06-01-01959 from All Star & Excavating Company, in the amount of $158,893.81. — Approved and ordered payment from City Utilities. (W.O. 63672).

4. Received pay request for Waterworks Park - Rivergreenway for professional services from Eric Kuhne in the amount of $6,158.82. — Approved and ordered payment from City Utilities.

5. Received pay request from Bonar & Associates for work done on Northwest Reservoir & Pump Station, Division I in the amount of $195,177.50 to be paid to Preload Technology, Inc. (Payment #4) Contract 84-W-1. — Approved and ordered payment from City Utilities. (W.O. 63631)

6. Receivedpay request from Bonar & Associates for work done on Northwest Reservoir & Pump Station Division II in the amount of $77,192.00 to be paid to Indiana Const. Corp., (Payment No. 3) Contract 84-W-2. — Approved and ordered payment from City Utilities. (W.O. 63631)

7. Received pay request from Scheidleman Excavating, Inc. in the amount of $8,439.93 (Final Payment) for work done on Res. 394-83 "Baer Field Air Traffic Control Tower Sanitary Sewer Extension". — Approved and ordered payment from City Utilities. (W. O. 72734)

FRONT

8.	Received pay request for work performed on Resolution #6003-84, East Central X, Phase II, B.O. 27-84, from Gaines Const. in the amount of $27,018.27 - Payment #1.	Approved and ordered payment from CD & P from Appropriation No. 1-95-008-CEE-04-431 per Purchase Order A-36784.
9.	Received pay request #1 for Res. #5998-84, Second St. curbwalk and street widening, B.O. 20-84 from Wayne Asphalt Co. in the amount of $9,253.26.	Approved and ordered payment from CD & P from Appropriation No. 1-38-972-004-24-431 per P. O. A-36327.
10.	Received pay request from Tank Industry Consultants, Inc. in the amount of $1,395.00 for inspection services on the Brooklyn-Kinsmoor Tank, Contract No. 84-W-3, B.O. 41-84.	Approved and ordered payment from City Utilities Accounting and charged to Work Order #63665.
11.	Received recommendation from Water Pollution Control Engineering to reimburse CD & P $6,000.00 for its portion of Pontiac Place, Phase III, Res. #6011-84, B.O. 35-84.	Approved and ordered payment from City Utilities.
12.	Received Encroachment Report from Philip and Alice Dinovo, 6806 Bradbury Avenue.	Approved.
13.	Received recommendation from Water Engineering Department to proceed with installation of water main at Ludwig Park Drive from Lima Road to E P/L of Lot 34 Ludwig Park. (Revolving Barrett Law Fund - cost per property owner would be a maximum of $1,485.25 + 246.00 for a tap - estimated cost $25,214.25).	Approved.
14.	Received Change Order #1 (FINAL) for Baer Field Feeder Water System (Airport Drive) Contract 83-XP-4 from Land Excavating, Inc. for increase of $3,812.25.	Approved and sent to Common Council.
15.	Received contracts from Street Lighting Department for Res. #179-84, Street Lighting Maintenance and Construction, Contractor, T & F Const. Corp. of Indiana.	Approved and sent to Common Council.
16.	Received the following permits for sidewalks: 937 Crescent/Los Tres Amigo 204 Second St./Ft. Wayne Roofing & Remodeling Company.	Approved and permits issued.
17.	Received the following driveway permits. C-45-84 - 1415 S. Lafayette/Martin Enterprises C-37-84 - 501-513 Ley Road/Felderman Const.	Approved amd permits issued.
18.	Received petition for standard street lighting between 4500 Winter and Reed on existing poles.	Approved and set to St. Light Engineering for investigation.
19.	Received petition for curbing at 501 Archer Avenue.	Approved and set to Street Eng. Department for investigation.

20.	Received petition for installation of sidewalks on 3722 S. Harrison & 3718 S. Harrison.	Approved and sent to Street Eng. for investigation.
21.	Received Completion Affidavit for Centennial Townhouses received from Porter Construction Inc. for Sanitary Sewer Extension.	Approved and acceptance letter written.
22.	Received Seddlemeyer Avenue Sanitary Sewer Res. #892-1983, B.O. 14-84 from Water Pollution Control Engineering.	Adopted and set dates for advertising September 21, 1984 & September 28, 1984 with hearing date set for October 11, 1984.
23.	Received Sewer Construction Permit for Lakes of Buckingham South Section II Sanitary Sewers for Scheidleman Excavating, Inc.	Approved and Board Order No. 147-84 issued.
24.	Received Water Contract No. 8407, Lakes of Buckingham South, Sec. II, B.O. 142-84, W.O. 63689, Buckingham Development Corporation Contributor.	Approved.
25.	Received from WPC Engineering Department Change Order #1 and FINAL for Res. #392-83 "Cook Road Industrial Park - ITT Aerospace", Bercot, Inc. Contractor. This is an increase in the amount of $8,741.94.	Approved and forwarded to Common Counil on 9/25/84.

September 12, 1984
Meeting adjourned at 9:45 a.m.

David J. Kiester, Chairman

Betty R. Collins, Member

Cosette R. Simon
Cosette R. Simon, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

PUBLIC HEARING
THURSDAY, SEPTEMBER 13, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 3:30 p.m.

D. J. KIESTER, B. R. COLLINS,
C. R. SIMON
Helen V. Gochenour, Clerk

1. HEARING ON CONFIRMATION OF ASSESSMENT ROLL:	CONFIRMED:
Confirmation of final assessment roll for Water Main Improvement Resolution No. 1030-83 Morell Drive, from Sandpoint Road westward.	Ordered sent to the Department of Finance.

MEETING ADJOURNED AT 3:45 P.M.

David J Kiester
David J. Kiester, Chairman

Betty R. Collins, Member

Cosette R. Simon
Cosette R. Simon, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, SEPTEMBER 19, 1984

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

David J. Kiester, Director of Public Works	Present
Cosette R. Simon Director of Administration & Finance	
Lawrence D. Consalvos Director of Public Safety	Helen V. Gochenour,Clerk

1.	AWARD CONTRACT: Received tabulation and recommendation prepared by Water Engineering Department for Contract 8406-Hacienda Village Water Main Extension to All Star Construction in the amount of $33,923.96.	Approved and ordered Water Eng. to prepare contracts.
2.	Received pay request from Bonar & Associates, Inc. for Res. #386-83 for Engineering Services on Berry Street Sewer & Reconnection Project in the amount of $3,675.00. (FINAL)	Approved and ordered payment from City Utilities, Job. No. 83-17.
3.	Received pay request from All Star Const. in the amount of $2,020.40 for work performed on Water Res. #1030-83 (FINAL PAYMENT) Morell Drive Water Main.	Approved and ordered payment from Controller from Revolving Barrett Law Account.
4.	Received pay request from T & F Const. for Res. #177-83 Street Lighting on Wells from First St. to Huffman in the amount of $3,255.8 (Invoice #6). (FINAL)	Approved and ordered payment from CD & P.
5.	Received Water Contract #8409, B.O. 146-84, W. O. 63690 - Hunt Health Care Facility, Castell Drive-Elsdale Drive.	Approved.
6.	Received Contract #6008-84 prepared by Street Engineering Department for Greater McMillan, Phase III, B.O. 28-84, Contractor Dailey Asphalt. Base Bid is $59,113.00. Alt. I - 13,451.05 & Alt. II 28,843.00.	Approved and forwarded to Common Council on Sept. 25, 1984.
7.	Change Order #2 (FINAL) for Res. 890-83, B.O. 7-83, Wallywood Storm Sewer, in the amount of $2,266.19. FINAL Contract Price is $34,659.71. Contractor is T-G Excavating, Inc.	Approved and forwarded to Common Council on Sept. 25, 1984.
8.	Received Sewer Construction Permit from WPC Engineering Department for Mr. Donut Sanitary Sewer Extension, 2435 West Jefferson.	Approved and B. O. 149-84 issued.
9.	Received Sewer Construction Permit from WPC Engineering Department for Hunt's Healthcare Facility, Inc. Offsite Sanitary Sewer - Elsdale Drive.	Approved and B. O. 150-84 issued.

10.	Received recommendation from WPC Engineering regarding petition for sanitary sewer on Lima Road. Their recommendation is not to proceed because of it not being cost effective.	Approved their recommendation not to proceed.
11.	Received recommendation that that area connection fees be waived on Junk Ditch Interceptor for Lots 26, 26 & 28 of Rosseau's 2nd Garden Addition. (Freeman St. San. Sewer)	Approved.
12.	Received the following sidewalks permits 930 Irene/Esper Home Improvements 1205 W. Main St./Avila Const. Co. 5717 Inland/Sam Schwartz 5711 Inland/Sam Schwartz 2905 Chickchester Ln./Sam Schwartz 5615 Northcrest Dr./Ned Keener Const. 2205 E. State & Woodward/Star Builders	Approved.
13.	Received the following driveway permits C-46-84-2710 Independence Dr./John Dehner, Inc. C-47-84-322 Hovan Dr./Brooks Const.	Approved.
14.	Received the following Street Light Petitions. 1800 Block of Sinclair 2300 to 2400 bl. of Ardmore	Approved and forwarded to Street Light Engineering for investigation.
15.	Received the following petition for drainage. Industrial Rd. from Ley Rd. to Bypass. (B.O. 151-84)	Approved and forwarded to WPC Eng. for investigation.
16.	Received petition of water problem in Lakewood Park and adjacent area. B.O. 152-84)	Approved and forwarded to Water Engineering Dept. for their investigation.
17.	Received two contracts on behalf of City Utilities for Special Attorney Services by and between City Utilities and Robert L. Thompson. One is entitled "In the matter of the assignment of electricity suppliers service areas pursuant to public law 69-1980. The other is regarding seeking approval of the PSC of Indiana for an increase in its rates and charges for water services.	Approved. Copy on file in vault.
18.	Received recommendation from Water Pollution Control Department to accept Butz Subdivision Sanitary Sewer Extension.	Approved and acceptance letter written.
19.	Received recommendation from Water Pollution Control Engineering to accept Baer Field Sanitary Sewer Extension.	Approved and acceptance letter written.
20.	Received recommendation from Water Pollution Control Department to accept Harris Road Sanitary Sewer Extension, Sundown Lane.	Approved and acceptance letter written.
21.	Received recommendation from Water Pollution Control Engineering to accept Civic Center Sanitary Extension - Jefferson & Calhoun.	Approved and acceptance letter written.

22.	Received recommendation from Water Pollution Control Department to accept East State Medical Office Storm Extension.	Approved and acceptance letter written.
23.	Received recommendation from Water Pollution Control Department to accept special sewer Anthony Wayne Bank Branch - Bethany Lane.	Approved and acceptance letter written.
24.	Resolution created pursuant to General Ordinance #G-03-84 as passed by the Common Council and approved by Mayor, Board of Public Works and Safety, said Board formed pursuant to I.C. 36-4-9-5. Be it resolved that the Board of Public Works and Safety as a joint Board is hereby made effective and that the members of the Board of Public Work and Safety are: David J. Kiester - Director of Public Works, Lawrence D. Consalvos - Director of Public Safety, Cosette R. Simon - Director of Administration and Finance (City Controller).	Duly adopted and passed this 19th date of September, 1984. Copy herein incorporated.
25.	Received recommendation from Water Engineering Department for Water Main Improvement Res. # 1030-83, Morell Drive to be accepted by the City.	Approved and acceptance letter written.
26.	Received recommendation from Water Engineering Department for Columbia Avenue Water Main Resolution #1029-83 to be accepted by the City.	Approved and acceptance letter written.
27.	Received Sewer Construction Permit for Congressional Industrial Park Section II Sanitary Sewer, Contractor Huguenard Corporation.	Approved and B. O. #153-84 issued.
28.	Received recommendation from Water Pollution Control Engineering regarding Shar, Inc. - Freeman Street Area to execute a street dedication providing for a private right-of-way in territory owned by I & M. Also they recommended that until such time as developed site has been platted, Mr. Greg DeLong, Developer, is to personally provide all maintenance for the area.	Approved and street dedication and letter to Mr. Greg DeLong, Developer, executed. Street Dedication to be recorded and herein incorporated.
29.	Received from WPC Engineering Department EMERGENCY RESOLUTION #74-110-29	
	WHEREAS, the developer, Thomas J. Eckrich, has committed himself to complete the Mid America corporate office building at 609 E. Cook Road, utilizing Industrial Revenue Bonding; and	Approved and a true copy herein incorporated.
	WHEREAS, the City of Fort Wayne has requested City sanitary sewers be extended through said development to serve areas beyond the development site; and	
	WHEREAS, in order to avoid incurring additional costs after developer has completed landscaping, grading, paving and drainage; and	

Whereas, the construction season for sanitary sewers is rapidly drawing to a close as inclement weather would affect construction of the sanitary sewer thereby delaying site development;

NOW, THEREFORE, be it resolved that the Board of Public Works and Safety has declared that an emergency does exist and directs the Water Pollution Control Engineering Department to take invitational bids for the installation of sanitary sewers.

Adopted this 19th day of September, 1984.

September 19, 1984
MEETING ADJOURNED AT 9:45 A.M.

David J. Kiester
David J. Kiester
Director of Public Works

Cosette R. Simon
Director of Administration & Finance

Lawrence D. Consalvos
Lawrence D. Consalvos
Director of Public Safety

Helen V. Gochenour
ATTEST: Helen V. Gochenour, Clerk

WEDNESDAY, SEPTEMBER 26, 1984

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

	David J. Kiester Director of Public Works Cosette R. Simon Director of Administration & Finance Lawrence D. Consalvos Director of Public Safety	Present
1.	RECEIVE BIDS Sewer Resolution #401-84 Modified Allen County Flood Control Board 1984 Flapgates John Dehner - $101,200.00 Eng. Estimate $86,660.90	Award Contract at later date
2.	Received pay request for work done on Res. #6000-84, Larez Neighborhood VIII, Phase III, B.O. #32-84 - Base Bid, from Hipskind Concrete Corporation for Final Invoice in the amount of $5,809.74	Approved and forwarded to CD&P for payment from Appropriation #1-95-008-LAC-04-431, P.O. A-36100.
3.	Received pay request for work done on Res. #6000-84, Larez Neighborhood VIII, Phase III, B.O. 32-84, Alternate #I, from Hipskind Concrete Corporation for Final Invoice - Retainage in the amount of $1,362.42	Approved and forwarded to CD&P for payment from Appropriation #1-95-008-LAC-04-431, P.O. #A-6891.
4.	Received pay request for work done on Contract 84-W-3, B.O.41-84, from Tank Industry Consultants, Inc. in the amount of $930.00. The project is Brooklyn-Kinsmoor Tank.	Approved and forwarded to City Utilities Accounting - W.O. 63665.
5.	Received pay request for work done on Res. #5995-83 Wells Street Revitalization from Lawn & Turf Landscaping, Inc., their invoice #8650 in the amount of $1001.41.	Approved and forwarded to CD&P for payment - CDBG Funds.
6.	Received Invoice #1 for the Michigan Neighborhood Lighting and Sidewalk Project - Res. #178-84, in the amount of $38,104.02 to Weikel Line Co., Inc.	Approved and ordered payment from CD&P.
7.	Receive pay request for work done by Weikel Line Co., Invoice No. 84-113-#1 in the amount of $2,690.80 for new signal cable in the 3500 Block of North Clinton Street.	Approved and ordered payment from Tele-communication Account. (W.O. #54990)
8.	Received Invoice No. 3001 from Bonar & Associates, Inc. for Cook Road Reservoir & Pumping Station Engineering Services pursuant to their contract dated November 30, 1983.	Approved and ordered payment from City Utilities. (W.O. #63672)
9.	Received pay request for work done by Bonar & Associates on Confluence Project in the amount of $13,951.25 per agreement of 11/30/83.	Approved and ordered payment from Tom Hohman, City Utilities, Work Order #54903.
10.	Received pay request from Bonar & Associates, Inc. Channel Improvement Project - Maumee River for work done by ATEC Associates, Inc., of Indianapolis $10,814.25. This is for the work done regarding the soil analysis of the proposed excavating areas.	Approved and ordered payment from City Utilities charged to Confluence Project.

11.	Received pay request from Clyde Williams & Associates dated 9/10/84 Invoice #IC-9090 in the amount of $4,153.51 for Crescent Avenue Improvements - Project No. M-F312 (1).	Approved and ordered payment from LR&S Account #138-972-0006-4431
12.	Received pay request from Pitometer Associates dated August 31, 1984, in the amount of $12,112.50 for work performed to date on Phase I Pitometer Study.	Approved and forwarded to City Utilities for payment and Charged to W.O. 63678
13.	Received pay request for Res. #6002-84 Hoagland Masterson III, B.O.31-84 from Hipskind Concrete Corporation in the amount of $21,929.40 from Appropriation #1-95-008-HMC-04-431.	Approved and ordered payment from CD & P (Appropriation #1-95-008-HMC-04-431). P.O. #A-36785.
14.	Received pay request Invoice #1 from EMA Service, Inc. for engineering work for Computerization of the WPC Plant.	Approved and ordered payment from C. U. Accounting and charged to Fort Wayne Water Pollution Control Plant Computerization Project. Project No. 5098-010
15.	Received pay request for Civic Center Parking Garage - Phase II from Miller-Davis in the amount of $15,000 (retainage).	Approved and ordered payment from Controller's Office Larry Stolte, Department of Finance.
16.	Received pay request Invoice No. 19 on Combined Sewer Overflow Study C180775-01 submitted by the consulting engineering firm of Reid, Quebe, Allison, Wilcox and Associates, Inc. in the amount of $7,488.15.	Approved and ordered payment from City Utilities Accounting Department under Sewer System Evaluation Survey (SSES) Federal Grant No. C 180775-01.
17.	Received pay request Invoice #8651 received from Lawn & Turf Landscaping in the amount of $1,855,00 for work performed on Res. #5992-83 - Lafayette Corridor Improvement Tree Planting.	Approved and ordered payment from CD & P.
18.	Received Miscellaneous Invitational Bid for sidewalk restoration 218 & 222 W. Hollis Lane - Property Owners Participation - B.O. 52-84 & 59-84. Property Owners being responsible for $836.29. Mergy Construction Company is Contractor.	Approved and payment made for $836.31 fund #138-972-LR&S-4431.
19.	Received Miscellaneous Invitational Bid for 921 Grace Avenue: Sidewalk & Curb Property Owner Partipation (BO 132-84) 724 Elmer Avenue: Pavement Restoration - S. ½ of street (30' x 13.5) S.W. Corner Restoration : St. Joe Center Rd. & Inland Trail (9" Concrete) Property owner share $494.43. Mergy Construction Company is Contractor.	Approved and payment made for $2,166.50 from fund #138-972-LR&S-4431.
20.	Received Miscellaneous Invitation Bid for removal & replacement of concrete pavement (M. A. Gaines Const. Co. submitted low bid) at 403 W. Cox Drive.	Approved and payment made for $4,430.00 and paid from Appropriation #138-972-LR&S-4431.
21.	Received pay request for Mike's Car Wash at 1509 S. Calhoun St. for misc. construction Ed Dahm. Purchase Order issued to Edward G. Kessel, 8220 McComb Rd. RR #3, Fort Wayne, IN 46818. City cost $1,200.00 and Mr. Edward Dahm will pay balance of cost.	Approved and payment made from Appropriation Fund No. #-45-006-BWC-P-4-431.

22.	Received Miscellaneous Invitation Bid as follows: 1) 633 Prospect, portion of alley at rear 2) S.E. Corner of Durango & Darion, Restoration of wingwalk 3) 6526 Dumont Dr., Drainage Problem around inlet. Restoration of curb and adjust casting. M. A. Gaines Construction Co. submitted low bid in the amount of $2,707.00.	Approved and ordered payment in the amount of $2,707.00 from appropriatio #138-972-LR&S-4431.
23.	Resolution prepared whereas John W. Carlile and Dinner Bell, Inc. petition and requested City Plan Commision for Vacation of Sheffield Drive.	Approved and true copy herein incorporated.
24.	Resolution prepared whereas Lincoln National Bank & Trust Company as Trustees for the Perfection Biscuit Company Retirement Plan petition and requested the City Plan Commision for a vacation of part of the right-of-way of Ewing Street originally platted in Ewings Addn. in Fort Wayne, IN.	Approved and true copy herein incorporated.
25.	Received recommendation from Water Engineering to accept Contract 83-XP-3 Cook Road Industrial Site & Research Center on Site Water Main.	Approved and acceptance letter writte (Land Excavating - Contractor)
26.	Received recommendation from WPC Engineering Department to accept Trier Ridge Park, Phase II, Sanitary Sewers B.O. 70-77 - Kenneth Niemeyer Real Estate & Development Inc. - Developer.	Approved and acceptance letter writte
27.	Received Resolution Whereas City Utilities Garage purchased 10 1984 four-door Chevrolet and these sedans to be financed by the Master Lease funds. Since these funds are available it is necessary to pay for same from WPC Control utility funds and will reimburse WPC Utility as soon as Master Lease proceeds are received.	Approved and true copy herein incorpo
28.	Received the following sidewalk permits. 2303-2305 Versaille Village Place/Gerald Baker 2309-2311 Versaille Village Place/Gerald Baker 700 Blk. Thieme Dr./Rieth Riley 921 McKinney/Werling Contracting 600 Blk. Dewald/Tomco Const. 2100 Blk. Fox/Tomco Const. McKee from Hanna to Smith/Gaines Const. 7315 S. Anthony/Gabriel Development Hoagland, Williams to Masterson/Hipskind Concrete Sinclair, St. Mary's to Lenora/Hipskind Concrete Grant from Maumee S. to RR/Hipskind Concrete Winter bet. Lewis & Hayden/Gaines Const. 920 Irene/Esper Home Imp. 3805 Reynolds/Wayne Cooley	Approved
29.	Received the following driveway applications 5717 Inland Tr./R-96-84 1806 Lake Ave./C-50-84 1806 Lake Ave./P-27-84 1509 S. Calhoun/C-51-84 1602 Florida/R-103-84 5711 Inland Tr./R-97-84 2905 Chichester Ln./R-98-84 1025 E. Paulding Rd./R105-84 936 Farwood/R-104-84 3215 Clermont/R-95-84 4020 Upper Huntington Rd./C-49-84 1205 W. Main St./C-48-84	Approved.

30.	Received the following petitions.	
	St. lighting - 1808 Berkley Avenue.	Approved and forwarded to St. Light Eng. for their investigation.
	Sidewalk on 6002 W. Jefferson	Approved and forwarded to St. Eng. Dept. for their investigation. B.O. 154-84
31.	Received Contract prepared by St. Eng. for Res. #6002-84, Hoagland/Masterson Phase III - Hipskind Concrete Corporation Contractor.	Approved and forwarded to Common Council on October 9, 1984.
32.	Received Contract prepared by St. Eng. for Res. #6005-84, Hamilton Park, Phase III, Hipskind Concrete Corporation Contractor.	Approved and forwarded to Common Council on October 9, 1984.
34.	Received Contract prepared by St. Eng. for Res. #6006-84, Memorial Park, Ph. III, Hipskind Concrete Corporation, Contractor.	Approved and forwarded to Common Council on October 9, 1984.
35.	Received Contract prepared by St. Eng. for Res. #6004-84, Oxford Neighborhood X, Phase III, Ganes Construction Company Contractor.	Approved and forwarded to Common Council
36.	Received recommendation from Water Pollution Control Engineering Department to close Swinney Park Sanitary Sewer project and notify Park Board construction is acceptable and complete; Park Board can as of this date begin maintenance of subject sanitary sewer.	Approved and Park Board so notified. Acceptance letter sent to Land Excavating, Inc. and Ft. Wayne Parks & Recreation.
37.	Resolution to seek quotations for the remodeling of certain space at Southtown Mall to be used at police precinct sub-station.	Approved and true copy herein incorporated.

September 26, 1984
Meeting adjourned at 10:30 a.m.
David J. Kiester
David J. Kiester
Director of Public Works

Cosette R. Simon
Director of Administration & Finance

Lawrence D. Consalvos
Lawrence D. Consalvos
Director of Public Safety

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

BOARD OF PUBLIC WORKS
Friday, September 28, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 3:30PM

David J. Kiester, Chairman
Lawrence D. Consalvos
Helen V. Goehenour, Clerk

1. Received request to adopt Resolution #403-84, for drainage improvement on Lathrop St. from WPC Engineering. B.O.#127-84.	Adopted resolution and true copy herein incorporated. Public Hearing: 10/25/84 at 3:30PM Advertise: 10/5 & 10/12/84.
2. Received "Notice to Contractors" to be published on Res. #892-84, Seddlemeyer Ave. Sewer, B.O.#15-84 from WPC Engr.	Accepted and to Publish on: 10/5 & 10/12/84; Receive Bids on 10/24/84.

MEETING ADJOURNED AT 4:00PM

David J. Kiester
David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, OCTOBER 3, 1984

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 AM
David J. Kiester, Member Present
Cosette R. Simon, Member
Lawrence D. Consalvos, Member

1.	Awarded: "1984 Flapgates - Modified", Res. #401-84, B.O.#9-84; to John Dehner, Inc. for $101,200.00.	Notified contractor of award on 10/3/84.
2.	Received Change Order on K-9 Ranch Drainage Improvement, B.O.#100-84, from T-G Excava., Inc.; to decrease contract amt. by $16.00; new contract price: $8,244.00.	Forwarded to Common Council for approval.
3.	Received payment request - K-9 Ranch Drainage Improvement, B.O.#100-84; T&G Excava. Amount: $8,244.00 (final)W.O.#72799.	Approved and payment sent.
4.	Rec'd Surveill.. request - Contr. #84-W-3, W.O.#63665, B.O.#41-84; Brooklyn-Kinsmoor Tank, from Tank Ind. Consult., Inc. to order 8 additional inspections for proj.	Approved.
5.	Received payment request - Res.#5998-84 - Second St. curb-walk & street widening - B.O.#20-84; Wayne Asphalt; amount: $11,525.94, from App. #1-38-972-004-24-431 per PO#A-36327.	Approved and payment made from C.C. App. No. 1-38-972-004-24-431.
6.	Received recommendation from Street Engr. for sidewalk replacement at 523 W. Lexington Fairmont Pl. Addition, Property owner's cost: $544.69; City's Share: $181.56.	Approved and forwarded to Street Engineering for project completion. B.O.#141-84
7.	received recommendation from Street Engr. for sidewalk replacement for 3718 & 3722 S. Harrison St., Property owner's cost: $710.62; City's share: $236.88.	Approved and forwarded to Street Engr. for project completion. B.O.#145-84.
8.	Received Res. for vacation of alley - petitioned by Robert C. Paul - on Raymond Street & Wayne Trace. Res.#74-117-8.	Approved and issued Res. #74-117-8; a true copy herein incorporated.
9.	Received recommendation from Street Engr. for curb & wing-walk replacement; Property owner's cost: $330.50; City's share:for curb: $330.50/for wing-walk:(100%) $453.25 at 501 Archer Avenue.	Approved and forwarded to Street Engr. for project completion. B.O.#144-84.
10.	Received Resolution for Municipal Elec. Utility to borrow $1,100,000 from WPC Utility.	Adopted and Res. #74-117-10 issued. A true copy herein incorporated.
11.	Received petition for Storm/Street/Sidewalk/ & Street Lights for Corline Street to West end of Eileen Street..	Accepted and forwarded to appropriate departments for investigation.
12.	Received Driveway Applications:	Permits issued as follows:
	2303-2305 Versaille Village;G. Baker	R-106-84
	2309-2311 Versaille Village;G. Baker	
	3616 Rockwood Dr., Avila Constr.	R-109-84
	2721 Pennsylvania St., Harlod McComb/Son	
	3010 E. Washington/CME Corp.	C-52-84

13.	Received petition - Sidewalks at Wabash Avenue, from 1217 to 1507.	Forwarded to Street Engr. to investigate.
14.	Received petition - sidewalks at 7113 Markwood Road	Forwarded to Street Engr. to investigate.
15.	Received light petitions from: Buell Dr., Rudisill to W. Foster Parkway for (2) street lights. 1217 to 1507 Wabash Ave., for additional street lighting. 2218 to 2226 Thompson for an alley light.	Forwarded to Street Light Engr. to investigate.
16.	Received Acceptance Letter - McDonald's Storm Sewer Extension - for Brooks Construction Co., Inc.	Approved and forwarded letter to Brooks Construction Co., Inc.
17.	Received contract from TRES Systems, Inc. for professional services to the City for implementing TRES Meter Records System; amount of $25,745.00 for services and $25,000.00 for licensing.	Approved and to submit to Common Council for approval.

MEETING ADJOURNED AT 9:40AM

David J Kiester
David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D Consalvos
Lawrence D. Consalvos, Member

Helen V. Gochenour
Helen V. Gochenour, Clerk

TUESDAY, OCTOBER 9, 1984

Department of Public Works and Safety
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 A.M.

David J. Kiester, Member
Cosette R. Simon, Member
Lawrence D. Consalvos, Member

1. Adopted Res. #404-84, Winchester Road Sanitary Sewer.

Approved and ordered to advertise: Advertise Notice to Property Owners Oct. 12 & 19, 1984. Thursday Nov. 1, 1984 public hearing at 3:30 p.m. A true copy herein incorporated.

Meeting adjourned at 9:15 A.M.

David J. Kiester
David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

Attest: Helen V. Gochenour
Helen V. Gochenour, Clerk

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WEDNESDAY, OCTOBER 10,1984

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 A.M.

David J. Kiester, Member
Cosette R. Simon, Member
Lawrence D. Consalvos, Member

Present

1. RECEIVED BIDS
   Water Contract #8408
   Ley Road & Speedway Drive Water Main

   Award Contract Oct. 17, 1984

ALL STAR CONST.	$22,870.75	TOTAL (BORING METHOD)
	18,870.75	TOTAL (OPEN CUT METHOD)
BUTLER & BUTLER	24,845.00	TOTAL (BORING METHOD)
	22,845.00	TOTAL (OPEN CUT METHOD)
LAND EXCAVATING	22,600.35	TOTAL (BORING METHOD)
	18,300.35	TOTAL (OPEN CUT METHOD)
SCHEIDLEMAN	25,060.58	TOTAL (BORING METHOD)
	23,810.58	TOTAL (OPEN CUT METHOD)
T-G EXCAVATING	26,324.15	TOTAL (BORING METHOD)
	20,224.15	TOTAL (OPEN CUT METHOD)
Engineers Estimate	23,938.00	TOTAL (BORING METHOD)
	20,338.-0	TOTAL (OPEN CUT METHOD)

2. Received payment request from Tomco Const. Co., Inc. second invoice #231 dated Sept. 28, 1984 in the amount of $16,017.53 for work done on Res. #6001-84, Poplar Neighborhood Phase III, B.O. 36-84.

   Approved and ordered payment from CD&P from Appropriation No. 1-95-008-POC-04-431 per Purchase Order No. A-36790.

3. Received payment request from Rieth-Riley Const. invoice #1 dated Sept. 26, 1984 in the amount of $29,230.82 per Purchase Order #A-36791 for work done on Res. No. 6010-84, Barr Street Planing & Resurfacing, B.O. 101-84.

   Approved and ordered payment from CD&P from Appropriation No. 1-95-008-BAR-04-431 per Purchase Order No. A-36791.

4. Received invitational bids under Emergency Resolution 74-110-29 by Water Pollution Control Eng. Dept. on 5 October 1984 at 9:00 a.m. on 609 East Cook Road - Mid America Sanitary Sewer Extension. Five bids were submitted with the following prices:

Scheidleman Excavating, Inc.	$22,215.48
T-G Excavating, Inc.	25,896.00
Butler & Butler	29,070.00
Bercot, Inc.	29,210.00
John Dehner, Inc.	30,522.88

contd.

4.	WPC recommends we accept low bid of Scheidleman Excavating in the amount of $22,215.48. Engineer's Estimate was $23,223.00.	Approved and charged to W.O. #72860 and payment to be extracted from Sewer Utility Funds. Sent Notice to Proceed. B.O. 157-84 issued.
5.	Received pay request #5 for Contract 84-W-I, Northwest Reservoir from Preload Technology, Inc. as follows: Payment No. 5 Amount of Request $116,300.00 Amount of Retainage 5,815.00	Approved and forwarded to City Utilities for payment and charged to Work Order #63631 Revised, B.O. 77-83.
6.	Received pay request #4 for Contract 84-W-II, Northwest Reservoir & Pumping Station from Indiana Construction Corporation as follows: Payment No. 4 Amount of Request $75,214.00 Amount of Retainage $ 3,760.70	Approved and forwarded to City Utilities for payment and charged to Work Order #63631 Revised, B.O. 77-83.
7.	Received pay request (Final) from Bercot, Inc. for work done on Res. 392-83, Cook Road Industrial Park - ITT-Aerospace, B.O. 113-83, in the amount of $30,992.05. SAN. SEWER (a) Payment to be charged against W.O. 72717 $ 7,405.72 (b) Release of retainage monies " " 12,609.87 STORM SEWER: Payment - W.O. 72743 10,976.46	Approved and forwarded to City Utilities for payment and charged to Work Order #72717 & 72743.
8.	Received recommendation from WPC Engineering to accept Longwood Section II Phase 3 Sanitary Sewer Extension as part of the City Sewer System, Porter Construction, Inc. Contractor.	Approved and acceptance letter written.
9.	Received prepared contracts for Resolution 401-84, B.O. 9-84, 1984 Flapgates - Modified from Water Pollution Control Engineer with their recommendation that it be submitted to Council for Prior Approval.	Approved and sent Prior Approval to Common Council Oct. 16, 1984 and for formal introduction Oct. 23, 1984.
10.	Received signed contracts from Gaines Const. Company, Inc. for Res. #6011-84, Pontiac Place Phase III. Contract amount is $77,291.25.	Approved and forwarded to Common Council for formal introduction Oct. 23, 1984.
11.	Received pay request from Gaines Construction Company for work performed on Res. #6003-84 - East Central X, Phase III, B.O. 27-84 in the amount of $38,816.73.	Approved and forwarded to CD&P for payment from Appropriation # 1-95-008-ECC-04-431 per Purchase Order No. A-36784.
12.	Received Partial Payment Invoice No. 4, received from All Star Construction & Excavating, Company, Inc. for work performed on Contract 84-XP-1, Division B, in the amount of $32,172.75.	Approved and forwarded to City Utilities for payment and charged against Work Order No. 63672, EDA #06-01-01959.
13.	Received pay request from Grinsfelder Associates Architects Inc. for architectural services rendered 9/1/84 through 9/30/84 for Southtown Mall Police Substation in the amount of $164.20.	Approved and paid from Account #010-006-BLDG-4361.

14.	Received Agreement between the City of Fort Wayne, City Utilities and David T. Barczak for Consulting Services for handling of sludge waste to be paid hourly rate of $10.00 and total not to exceed $3,000.	Approved.
15.	Received petition from Richard R. Riehm, Red Cross Chapter Chairman to change the name of the thoroughfare on which the American Red Cross Chapter House is located from East California Rd. (Old California Road) to Red Cross Drive.	Approved and forwarded to Traffic Eng. for their investigation. B.O. 161-84 issued.
16.	Received the following driveway applications. 4329 Arden/Ron Lunz/C-54-84 2005 E. State St./Star Bldrs./C-53-84 3134 Maxim Dr./George Bellio/R-111-84 7708 Tendall Ct./Custom Crest Homes/R-110-84 2322-2326 Hobson Rd./Affordable Homes by J. Pelkington/C-55-84 1415 S. Lafayette/Martin Enterprises/P-26-84 2430 Woodvalley Dr./AAA Trucking/C-114-84 2721 Overlook Dr./AAA Trucking/R-99-84 3011 Independence Dr./John Dehner/C-59-84 3202 Adams St./Kusmal Kowal/R-113-84 4815 S. Anthony/Graystone Const./R-116-84 2416 Bellflower/AAA Trucking/R-102-84 2420 Bellflower/AAA Trucking/R-100-84 2432 Overlook Dr./AAA Trucking/R-101-84	Approved.
17.	Received the following sidewalk permits. Cul-de-sac-Brandy Chase Cove/CME Corp. 604 Florence Ave./Troyer Const. 120 W. Jefferson/Lewis Lengacher 1000 Harrison/Lengacher 2009 Legoma/Lebrato Bros., Inc. 100 Blk. Wash./Lengacher 725 Nuttman/H. Gingerich 5221 Tunbridge Crossing/D. J. Brandenberger	Approved.
18.	Received from Water Pollution Control Engineering the Chapman-Northwest Washington Agreement to defer collection of tap-in fee and area assessment charges for Mr. Chapman's lots, numbered 1, 2, 3, 4 & 5.	Approved and forwarded to Water Pollution Control Engineering for their execution.
19.	Received Agreement between Utility & Municipal Services, Inc., 762 Lancaster Avenue, Bryn Mawr, PA, & the City of Fort Wayne to obtain consulting services for development and implementation of water meter reading redistricting plan.	Approved.
20.	Received contract between City & David M. Griffith & Associates for preparation of cost allocation plan for use with federal programs, contract cost not to exceed $12,000.	Approved.
21.	Received Agreement for Sewer Extension for Arlington Park Section XII Sanitary Sewers Phase II which is necessary to incorporated the annexation process for areas outside City limits. This is remainder of sewer system in this addition which was previously purchased from Utility Center.	Approved.

22. Received Sewer Construction Permit for Arlington Park for Arlington Park Section XII Sanitary Sewer/Kurtz Excavating, Inc. is Contractor.	Approved and B.O. 164-84 issued.

10/10/1984 Meeting adjourned at 9:45 a.

David J Kiest

David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos

Lawrence D. Consalvos, Member

Attest: Helen V. Gochenour

Helen V. Gochenour, Clerk

THURSDAY, OCTOBER 11, 1984

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 3:30 p.m.

David J. Kiester, Cosette R. Simon,
Lawrence D. Consalvos
Helen V. Gochenour, Clerk

1. Hearing on Notice to Property Owners, Res. 892-84, Seddlemeyer Sanitary Sewer between Gary Street and Old Decatur Rd. Remonstrance period up 10/22/84 at 5 p.m.	Meeting Continued at later date.

Meeting adjourned at 3:45 p.m.

David J Kiest
David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D Consalvos
Lawrence D. Consalvos, Member

Attest: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, OCTOBER 17, 1984

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

David J. Kiester, Member Cosette R. Simon, Member Lawrence D. Consalvos, Member	Present

Helen V. Gochenour, Clerk

1.	AWARD CONTRACT #8408 Ley Road & Speedway Drive Water Main Awarded to Land Excavating, Inc. $22,600.35	Approved and ordered Water Eng. to prepare contracts.
2.	Received pay request for Res. #5985-83, Lafayette Street Corridor, P. O. A-28582, from Moellering Construction Company in the amount of $19,160.80.	Approved and ordered payment from CD&P Appropriation No. 1-95-008-DCI-94-431 per Purchase Order No. A-28582.
3.	Received pay request from Robert L. Kelley for inspecting, photographing, appraising and writing reports for abandoned vehicles during July, August, September and October 1984 in the amount of $1,330.00.	Approved and ordered payment from the Abandoned Vehicle Fund.
4.	Received FINAL payment due T-G Excavating,Inc. in the amount of $6,243.10 for Wallywood Storm Sewer Improvement, Res. 890-83.	Approved and sent to Department of Finance (Barrett Law).
5.	Received Pay Request #1 from the Pitometer Associates, Inc. dated August 31, 1984 in the amount of $12,112.50 for the Pitometer Survey.	Approved and forwarded to City Utilities for payment and charged to Work Order #63678.
6.	Received pay request in the amount of $2,170.00 from Tank Industry Consultants, Inc. for seven (7) inspections performed during painting work on Brooklyn-Kinsmoor Tank, Contract No. 84-W-3.	Approved and forwarded to City Utilities and charged to W.O. 63665, B.O. 41-84.
7.	Received Invoice #2 from Weikel Line Co., Inc., for work completed in the Michigan Avenue Neighborhood in the amount of $1,740.55 Resolution #178-84.	Approved and forwarded to CD&P for payment (CBDG).
8.	Received pay request for Res. 6010-84, Barr Street Planing & Resurfacing from Rieth-Riley Construction Company Invoice #2 dated Oct. 15, 1984 in the amount of $3,247.87.	Approved and forwarded to CD&P for payment from Appropriation # 1-95-008-BAR-04-431 per P.O. # A-36791.
9.	Received Sewer Construction Permit from Water Pollution Control Eng. Department with construction to be performed by Construction-Design & Associates for 4905 Speedway Dr. San. Sewer Extension. (Byerly Sales)	Approved and Board Order 165-84 issued.
10.	Received recommendation from Water Pollution Control Engineering to accept Freeman Street Sanitary sewer as an integral part of the sewer system of the City. (D & M Mechanical Contractors)	Approved and acceptance letter written.

11.	Received pay request for replacement of portion of street, sidewalk and driveway at Mike's Car Wash, 1509 S. Calhoun Street from Kessel Construction in the amount of $1,200.00.	Approved and ordered payment from Appropriation #138-972-LR&S-4431 per Purchase Order #A-36791.
12.	Received invoice #IC-9098 from Clyde Williams and Associates dated 9/30/84 in the amount of $6,352.43 for Crescent Avenue Improvements - Project No. M-F312 (1) in the amount of $6,352.43.	Approved and ordered payment from LR&S #138-972-0006-4431.
13.	Received recommendation from Water Eng. Department to accept River Park (River Cove Trail) - Contract No. 8312 - B.O. 160-83, W. O. 63650.	Approved and acceptance letter written.
14.	Received the following sidewalk permits. 2335 Broadway/Thomas Hedges St. Joe Ctr. Rd. @Inland Tr./Mergy Const. 2200 Blk. Brown St./Tomco 218/222 W. Hollis Ln./Mergy Const. 921 Grace Ave/Mergy Const. Berry & Fulton/Simerman Const. 2323 Florida/Robert Houser	Approved.
15.	Received the following driveway applications. 1620 St. Joe River Drive/Liechty & Associates/C-63-84 7423 Baer Rd./House that Jack Built, Inc./R-120-84 2103 Glendale Dr. N./Jonas Schmucker/R-115-84 7303 Winchester Rd./Asphalt Paving, Inc./C-58-84 120 W. Jefferson Civic Center/Lengacher Excavating/C-60-84 2322-2326 Hobson Rd./Affordable Homes by J. Pelkington/P-30-84 7637 Wohoma Dr./Lebrato Bros., Inc./R-112-84 5221 Tunbridge Crossing/R-117-84/D. J. Brandenberger, Inc. 3025 Kenwood Ave./Affordable Homes/R-118-84 5770 St. Joe Rd./Asphalt Control/C-56-84	Approved.
16.	Received the following street light petitions. Street Lighting on Winter from Pontiac to Colerick. Street lighting on Brooklyn Avenue from 2101 block to 2602 block. Street Lighting on Versailles Village Place.	Approved and sent to Street Lighting for their investigation.
17.	Received petition for replacement of curb and sidewalk from Fairfield Avenue to Meyer which borders north street side, and from Meyer around Beechwood Circle.	Approved and sent to Street Eng. for their investigation. B.O. 166-84 issued.
18.	Received Water Contract No. 8406 for Hacienda Village, B.O. 151-83, W.O. 63653 prepared by Water Engineering, All Star Construction, Contractor.	Approved and sent to Common Council October 23, 1984.

10/17/84 Meeting adjourned at 9:30 A.M.

David J. Kiest

David J. Kiester, Member

Cosette R. Simon

Cosette R. Simon, Member

Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour

Helen V. Gochenour, Clerk

TUESDAY, OCTOBER 23, 1984

PUBLIC HEARING

Department of Public Works & Safety
Office of the Board
Room 910, City County Building
Meeting held at 9:00 a.m.

David J. Kiester, Member Cosette R. Simon, Member Lawrence D. Consalvos, Member	Present
Helen V. Gochenour, Clerk	
	ACTION
1. HEARING ON CONFIRMATION Resolution #892-84 Sewer Improvement Seddlemeyer Sanitary Sewer between Gary Street & Old Decatur Road.	No remonstrances received. Confirmed. Advertised, Notice to Contractors 10/4/84 & 10/11/84. Bids to be received 10/24/84.

Meeting adjourned 9:15 a.m.

David J. Kiest

David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos, Member

Attest: Helen V. Gochenour

Helen V. Gochenour, Clerk

WEDNESDAY, OCTOBER 24, 1984

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

David J. Kiester, Member
Cosette R. Simon, Member
Lawrence D. Consalvos, Member

Helen V. Gochenour, Clerk

1. RECEIVE BIDS:
Res. #892-84 - Seddlemeyer San. Sewer

Award Contract Thursday 10/25/84.
Prior Approval requested.

All Star	$10,070.00
Bercot Inc.	10,660.00
Dailey	11,926.00
Earth	7,973.00
Jones Bros.	17,417.00
Land	9,581.00
Scheidleman	16,650.00
T-G	12,637.00
Eng. Est.	12,000.00

2. Received pay request partial payment #6 (Final) Contract #83-XP-4 - Airport Drive and Ferguson Road (Baer Field Feeder) - B.O. 22-83, Invoices #'s 4131 and 4132 in the amounts of $333.59 and $13,224.97, the total amount being $13,558.56, Land Excavating Contractor.

Approved and forwarded to City Utilities for payment and charged to W. O. #63614.

3. Received pay request #2 for Water Pollution Control Plant Computerization Study from EMA Service, for engineering work through 9/30/84 in the amount of $9,800.66.

Approved and forwarded to City Utilities for payment and charged to W.O. 79083.

4. Received pay request from Hipskind Concrete Corp. Invoice #2 dated Oct. 15, 1984 in the amount of $11,606.17 for work performed on Res. #6002-84. This project is Hoagland Masterson III, B.O. 31-84.

Approved and forwarded to CD&P for payment from Appropriation #1-95-008-HMC-04-431 per P.O. #A-36785.

5. Received pay request from Pitometer Associates dated 9/30/84 in the amount of $12,825.00 for work completed on their contract through Sept. 30th. (Payment #2)

Approved and forwarded to City Utilities and charged to W.O. 63678.

6. Received pay requests from Street Engineering Department for engineering services performed on Community Development and Planning Projects. Total of Current Invoices 1 thru 14 - $12,507.03.

Approved and forwarded to CD & P for payment.

7.	Received Agreement from Water Pollution Control Engineering for execution between Reed Road Church of Christ and City - Extension of Sewer Tap - Res. 889-1983, payments to City $3,300.00 per tap until City shall have been paid in full $9,900.00.	Approved and forwarded to WPC Eng. for recording and handling.
8.	Received recommendation from WPC Engineering Department to accept 5727 W. Washington Center Rd. Sanitary Sewer as an integral part of the City's sewer system.	Approved and acceptance letter written.
9.	Received recommendation from Water Engineering Department to accept Hovan Park, Contract No. 8404, as an integral part of the City's Water System.	Approved and acceptance letter written.
10.	Received Escrow Agreement entered into by and between Lincoln National Bank & Trust Company for Contract #401-M - Flapgates, John Dehner, Inc., Contractor.	Approved executed copies to be sent when contract ratified by Council.
11.	Received Special Street Permit for West Wind Apartments Stage 3. Edward Rose of Indiana is to do the Construction.	Approved and executed copies distributed.
12.	Received "Notice to Proceed" for 1984 Flapgates #401-M prepared by Water Pollution Control Department.	Approved and sent to John Dehner for their execution. Copy of same to be sent back for our file.
13.	Received Change Order #2 (Final) for Res. #391-83 "Lawrence Drain Improvement". This is for decrease of $325.79, making new contract amount $171,162.66.	Approved and sent to Common Council on November 13, 1984.
14.	Received Water Improvement Resolution #1032-84 Ludwig Park Drive from Lima Road to E. Line of Lot 45, Ludwig Park Add., B.O. 128-84, W.O. 63691.	Approved and adopted. Advertisement for Property Owners advertised Nov. 2 & 9, 1984 with Public Hearing to be November 22, 1984.
15.	Received agreement between City and Contractor Harold McComb & Son, Inc. for Construction of Police Precinct Station at Southtown Mall Shopping Center. Contract amount is $14,787.00.	Approved and sent to Common Council. Prior Approval requested.
16.	Received the following driveway permits. 5027 Camelot Dr./Lebrato Bros./R-124-84 5202 Lillie St./P & D Const./R-122-84 7303 Winchester Rd./Asphalt Paving/P-32-84 5705 Inland Trail/Windsor Builders/R-129-84 1509 Channel Ct./Windsor Builders/R-130-84 2335 Broadway/Thomas Hedges/R-121-84 3938 S. Wayne/Wayne Cooley/C-64-84 Sawmill Woods Sec.III/Windsor Blrs./R-133-84 218 W. Hollis Ln./also 222/Mergy Const./R-127-84 5315 Tunbridge Crossing/Windsor Builders/R-132-84 5615 Larchwood Run/Windsor Bldrs./R-128-84 1504 Channel Ct./Windsor Bldrs./R-131-84	Approved.
17.	Received alley light petition for light on Cottage Ave. & Wildwood Avenue from Beaver Avenue to Broadway.	Approved and forwarded to Street Lighting for their inspection.
18.	Received sidewalk petition for 805 Columbia Avenue from Norman G. Weible.	Approved and forwarded to Street Engineering for their inspection. B.O. 167-84 issued.

19.	Received recommendation from Water Pollution Control Department that we accept Gladieux Storm Sewer as an integral part of the City's storm sewer system. C. A. Lehman & Son is the contractor.	Approved and acceptance letter written.
20.	Received recommendation from Water Engineering Department that we accept Contract No. 83-XP-4, Baer Field Feeder (Airport Dr. & Ferguson Rd.) B.O. 22-83 - W.O. 63614 as an integral part of the City's water system. Land, Inc. is the contractor.	Approved and acceptance letter written.
21.	Received request from Water Pollution Control Engineering for Storm sewer repair at Gouty's Service Center. City cost to be approximately $1700.00 with Mr. William Gouty. President of Gouty's to pay sixty (60%) percent of the total construction cost of the improvement.	Approved and ordered Water Pollution Control to proceed with necessary preparations.
22.	Received the following sidewalk permits. 2787 Maplecrest/P.E. Lantz (Brandy Chase Cove) 1509 Channel Ct./Windsor Builders 1504 Channel Ct./Windsor Builders 5315 Tunbridge/Windsor Builders Sawmill Woods, Sec. III/Windsor Builders 5615 Larchwood Run/Windsor Builders 5705 Inland Trail/Windsor Builders SE corner Durange & Darion/M.A. Gaines Billington/Don Rice 1800 Blk. Taylor St./Mellon-Stuart Co. Travers Place/Don Rice Willoughby Place/Don Rice Werling Dr., 4211, 4220, 4227/Don Rice Queen Street/Don Rice (NW corner Werling) " " to 4238 Queen, 4302 & 4238 & NE corner Queen & Maverick	Approved.

10/24/84 meeting adjourned at 9:45 a.m.

David J. Kiest

David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos, Member

Attest: Helen V. Gochenour

Helen V. Gochenour, Clerk

THURSDAY, OCTOBER 25, 1984

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 3:30 p.m.

David J. Kiester, Member
Cosette R. Simon, Member
Lawrence D. Consalvos, Member

Helen V. Gochenour, Clerk

1. HEARING ON CONFIRMATION OF ASSESSMENT ROLL Lathrop Street Drainage Improvement Resolution #403-84	Hearing continued to November 8, 1984. Time up to hear remonstrances will be Monday, November 5, 1984 at 5:00 p.m.
2. AWARD CONTRACT Resolution #892-84, Seddlemeyer Sanitary Sewer. Awarded to Earth Construction, Incorporated in the amount of $7,973.00.	Prior Approval Requested. Approved and ordered Water Pollution Control to prepare Contracts. Formal introduction to Common Council November 13, 1984.

Meeting adjourned at 4:45 p.m.

David J. Kiest
David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

Helen V. Gochenour
Attest: Helen V. Gochenour, Clerk

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WEDNESDAY, OCTOBER 31, 1984

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

David J. Kiester, Member
Cosette R. Simon, Member
Lawrence D. Consalvos, Member

Helen V. Gochenour, Clerk

1.	Received pay request from Scheidleman Excavating, Inc. on work performed on "609 E. Cook Road - Mid-America Sanitary Sewer, B. O. 157-84. Amount of Payment $19,340.72 Retainage to be held under W.O. 72860 -1,934.07 Monies due Contractor $17,406.65	Approved and forwarded to City Utilities for payment and charged to Work Order #72860.
2.	Received pay request (Final) in the amount of $8,571.00 from Bercot, Inc. for work done on Edsall Drive Storm Improvement, Res. #399-84, B.O. 104-84,	Approved and forwarded to City Utilities for payment and charged to Work Order #72850.
3.	Received pay request from Mergy Construction Inc. dated October 22, 1984 in the amount of $836.31 for work performed on Misc. Invitational Bid - P.O. A-37377.	Approved and charged to Appropriation #1-38-972-LRE-S4-431.
4.	Received pay request Invoice #1 dated Oct. 24, 1984 in the amount of $28,018.80 less 10% retainage for work completed on Res. #6006-84 Memorial Park Phase III, B. O. 33-84, amount due Hipskind Concrete Corporation $25,216.92.	Approved and forwarded to CD&P for payment from Appropriation #1-95-008-MPC-04-431. (P.O. A-36969)
5.	Received pay request Invoice #1 dated Oct. 24, 1984 in the amount of $28,754.30 less 10% retainage for work completed on Res. #6005-84, Hamilton Park Phase III, B. O. 29-84, amount due Hipskind Concrete Corporation $25,878.87,	Approved and forwarded to CD&P for payment from Appropriation #1-95-008-HPC-04-431 - P.O. A-36966.
6.	Received pay request Invoice #73 from HNTB for Engineering services on WPC Plant Expansion A.W.T. C180774-03 in the amount of $2,114.84.	Approved and forwarded to City Utilities Accounting for payment.
7.	Received pay request for work performed on Res. #396-83, Centennial Park Sanitary Sewer, B.O. 176-83, from Scheidleman Excavating, Inc. in the amount of $6,845.07 plus retainage of $3,032.34 for a total of $9,877.41, Payment #6.	Approved and forwarded to City Utilities Accounting for payment and charged to W.O. 72749.
8.	Received pay request for work performed on Res. #6004-84 - Oxford Neighborhood X, Phase III, B.O. #34-84 from Gaines Construction Company, Inc. in the amount of $5,949 from Appropriation #1-95-008-OXC-04-431.	Approved and forwarded to CD&P for payment and charged to Appropriation #1-95-008-OXC-04-431 per Purchase Order A-36969.

9.	Received pay request for work performed on Res. #5999-84 Hanna Creighton IX, Phase III, B. O. 30-84, from Gaines Construction Company, Inc in the amount of $2,332.90.	Approved and forwarded to CD&P from Appropriation #1-95-008-HCC-04-431 per Purchase Order 35963.
10.	Received pay request #2 for Res. #6008-84, Greater McMillen Neighborhood, Phase III, B.O. 28-84, from Dailey Asphalt in the amount of $22,420.58.	Approved and forwarded to CD&P from Appropriation #1-95-008-MCC-04-431 per Purchase Order A-36968.
11.	Received Sewer Construction Permit for Arlington Park Section 12 Phase 2 Sanitary Sewer (Sewer Main A 12-10) - Construction to be performed by Kurtz Excavating, Inc. and permit applied for by Chelsea Two, Inc.	Approved and B. O. 168-84 issued.
12.	Received Change Order #1 for Res. #5992-83 from Lawn & Turf Landscaping - Lafayette Corridor Improvements, decrease of $4,037.40 making total contract of $40,240.35.	Approved and forwarded to Common Council 11/13/84.
13.	Received Consultant Agreements from Clyde E. Williams & Associates, Inc. for Crescent Avenue Improvement Projects - Project No. M-F312(1) from Coliseum Blvd. to Anthony-Vance Supplement No. 1.	Approved.
14.	Received signed contract from Tomco Construction Co., Inc. for Res. #6001-84, Poplar Neighborhood, Phase III, in the amount of $68,306.00 Total Bid.	Approved and forwarded to Common Council 11/13/84.
15.	Received Change Order #1 for Centennial Park San. Sewer - Resolution #396-83, B.O. 173-83. This is a Final Change Order. Scheidleman Excavating, Contractor.	Approved and forwarded to Common Council 11/13/84.
16.	Miscellaneous Invitation Bids received by Street Engineering for 1) N.E. & N.W. corners Berry & Van Buren Sts. (Ramps) 2) N.E. & S.E. corners Indiana and Home Avenue (New Corners) 3) 450 Oakdale (Sidewalk & curb damage) 4) Partial new curb: S. W. Corner Paulding & Radcliffe S. E. " " 2402 Paulding Road N.E. Corner Paulding & Radcliffe S. E. Paulding & Turtle Creek 5) 1038 St. Joe Blvd. Sidewalk Replacement Lafort Street side)Property Owner Participation. M. A. Gaines Construction Company, Inc. submitted low bid in amount of $3,973.00. Property owner share is $3,455.30 and property owner responsible for $517.70	Approved and Purchase Order issued to M. A. Gaines Const. Co. with copy sent to St. Eng.
17.	Received prepared contract awarded on subject project to Land Excavating in the amount of $22,600.35. This is for Contract 8408 - Ley Rd. & Speedway Drive Water Main.	Approved.
18.	Received prepared contract from Water Eng. Department Contract No. 8210 - Congressional Industrial Park, Sec. II, Ph. I, B.O. 182-82, W. O. 63693, Ronald Huguenard Contractor.	Approved.
19.	Received prepared contract by Water Engineering Department for Arlington Park, Sec. XII Water Contract # 8410 B.O. 163-84, W. O. 63698, Chelsea Two, Inc. Contractor.	Approved.

20.	Received the following driveway applications 2804 Chichester Ln./Robert Houser/R-143-84 1929 Sherman St./Robert Houser/R-136-84 1209 E. Rudisill/Raymond H. Reese/R-125-84 1621 St. Louis Ave./Lebrato Bros./R-140-84 5222 Old Decatur Rd./Brooks Const./C-65-84 4301 Hessen Cassel Rd./Custom Paving/R-135-84 4217 Hessen Cassel/Custom Paving/R-134-84 1019 Easton Trail/Custom Homes by Delagrange/R-142-84 2322 Pennsylvania/Weigand Const./C-67-84 Harrison & Wallace, NE Corner/Brooks Const./P-28-84 3511 Rolston/Robert Houser/R-139-84 200 Blk. W. Wallace/Brooks Const./C-69-84 927 Easton Trail/Custom Homes by Delagrange/R-141-84 4430 Elsdale Dr./Brooks Const./C-66-84 2209 St. Joe Ctr. Rd./Leininger Excavating/C-44-84 2901 Kenwood/Robert Houser/R-138-84 SW corner of Barr & Main/Wayne Asphalt/P-34-84	Approved.
21.	Received the following Sidewalk permits. 2804 Chichester/Travis Gloyd 4525 Smith Street/Roger Wilson Concrete 917 McKinnie/Werling Contracting 1654 Wells St./Wilmer & Peterson 7315 S. Anthony/Richard Gabreil 2828 New Haven Ave./Charlie Smith	Approved
22.	Received petition for ornamental street lighting on Taber St. from Warsaw Street to Lafayette St.	Approved and Board Order #169-84 issued to St. Lighting for their investigation.
23.	Received petition for Taber Street to be black topped from Warsaw St. to Lafayette St. Also alley petition same area.	Approved and Board Order #170-84 issued to St. Eng. for investigation.
24.	Received petition for sanitary sewers on Spruce and Ardmore.	Approved and Board Order #171-84 issued to WPC Eng. for investigation.
25.	Received prepared Contract No. 892-84 Seddlemeyer Avenue Sanitary Sewers in the amount of $7,973.00, Earth Construction, Inc.	Sent to Common Council on November 13, 1984.
26.	Received recommendation from WPC Eng. to accept Junk Ditch Sewer - Res. 341-80, Contract C-180599-09 as an integral part of the City of Fort Wayne's Sewer System.	Approved and acceptance letter written.
27.	Received Contract Proposal from HNTB for Engineering Services for AWT Project - C-180774 would would be effective until January 31, 1986.	Approved.
28.	Received Easement Agreement between I & M Electric Company and City for Cook Road Tank & Pump Station.	Approved.
29.	Received pay request from Eric R. Kuhne & Associates for Professional Services for the Waterworks Park from September 1 through October 18. Payment due is $9,800.66.	Approved and forwarded to City Utilities for payment and charged to W.O. 63751, "State Park".

31. AWARD CONTRACT

Professional Engineering Services for extension of sewer and water facilities to serve General Motors Corporation's proposed industrial site in southwestern Allen County.

SEWER:	Div. S-1 Gravity Sewer	McNamee Porter & Seeley -	$60,000
	Div. S-2 Gravity Sewer Lift Station & Force Main	Owens-Russell Assoc.	50,890
WATER:	Div. W-1 Pump Station & Ground Station Reservoir	Bonar & Associates	95,000
	Div. W-2 Transmission Mains	Clyde E. Williams & Assoc. Inc.	61,100
	Div. W-3 Elevated Tank	Beam, Longest & Neff Inc.	26,200

32. SALE OF PROPERTY - HANNA SCHOOL

Accepted offer from Sid Sheray of $500.00.

33. Received Resolution authorizing Street Department to pay for scale from MVH funds and Motor Vehicle Highway funds will be reimbursed as soon as the Master Lease proceeds are received. RESOLUTION 74-136-33

Approved and herein incorporated.

34. Received prepared Resolution regarding disposal of Hanna School property. Ten days elapsed from date of publication and no abutting landowners offered to purchase with the exception of Sid R. Sheray.

Approved and Board of Public Works and Safety authorized sale of property to Sidney R. Sheray pursuant to terms and conditions of his offer. This resolution is herein incorporated.

October 31, 1984 meeting adjourned at 9:45 a.m.

David J. Kiester
David J. Kiester, Member

Cosette R. Simon
Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

Attest: Helen V. Gochenour
Helen V. Gochenour, Clerk

THURSDAY, NOVEMBER 1, 1984

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 3:30 p.m.

1. HEARING ON CONFIRMATION OF ASSESSMENT ROLL Winchester Road Sanitary Sewer - Res. 404-84	Hearing continued to Thursday Nov. 15, 1984. Time up to hear remonstrances will be Nov. 13, 1984 at 5:00 p.m.

Hearing adjourned at 4:00 p.m.

David J. Kiest
David J. Kiester, Member

Cosette R. Simon
Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

Attest: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, NOVEMBER 7, 1984

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

David J. Kiester, Member Cosette R. Simon, Member Lawrence D. Consalvos, Member	Present
Helen V. Gochenour, Clerk	ACTION

No.		ACTION
1.	Received partial payment #1 from Bercot, Inc. in the amount of $41,731.04 for Reed Road - Karen Avenue Sanitary Sewer Extension, Res. #889-83.	Approved and forwarded to Department of Finance to be financed by the Barrett Law Revolving Improvement Fund
2.	Received invoice No. 3 dated Oct. 30, 1984 in the amount of $6,213.50 less 10% retainage for work completed on Res. #5998-84 - Second Street Curbwalk & Street Widening. Payment to be made is in the amount of $5,592.15, Wayne Asphalt, Contr.	Approved and charged to Appropriation #1-38-972-004-24-431 per Purchase Order A-36327.
3.	Received invoice No. 1 dated October 15, 1984 for Alternate Bid in the amount of $11,648.65 less 10% retainage which is $10,483.79 payment due to Hipskind Concrete Corporation.	Approved and forwarded to CD&P to be paid from Appropriation #1-95-008-HMC-04-431 per Purchase Order #A-36785.
4.	Received invoice dated October 26, 1984 in the amount of $10,000 from Camp Dresser & McKee for consulting services performed on Infrastructure Management System.	Approved and forwarded to City Utilities and charged to W. O. 63750.
5.	Received pay request from Tank Industry Consultants, Inc. for Contract 83-01 Maplecrest Water Tower in the amount of $650.00 dated October 29, 1984 for the one year warranty inspection.	Approved and forwarded to City Utilities Accounting and charged to W.O. 63613.
6.	Received pay request for work performed on Res. #312-80 - Concordia Gardens to Bercot, Inc. in the amount of $7,540.00.	Approved and forwarded to City Utilities Accounting and charged to W.O. 79021.
7.	Received final invoice from Moellering Const. Co. in the amount of $500.00 for work performed on Res. #5985-83 - Lafayette Street Corridor.	Approved and forwarded to CD&P to be paid from Appropriation No. 1-95-008-DCI-94-431 per P. O. #A-285-82.
8.	Received recommendation from Water Pollution Control Engineering to proceed on plans for installation of sanitary sewer on Spruce Dr. and Ardmore.	Approved and instructed WPC Engineering to proceed with plans and specifications for a formal public hearing.
9.	Received recommendation from Street Engineering Department to proceed with plans for replacement of sidewalks at 805 Columbia Avenue.	Approved and instructed Street Eng. to proceed with necessary arrangements.
10.	Received recommendation from Water Pollution Control Engineering that Res. #399-84, Edsall-Schele Drainage is acceptable and should be made part of the City of Fort Wayne's Sanitary Sewer System.	Approved and Acceptance written to Bercot, Inc.
11.	Received recommendation from Water Engineering Department that Contract No. 8409, Elsdale Drive/Hunt's Health Care Facility 6" Water Main be accepted.	Approved and Acceptance Letter written to Earth Construction & Engineering, Inc.

12.	Received the following sidewalk permit. 2629 New Haven Avenue	Approved.
13.	Received the following Street Light Petitions. St. lights on Rivermet Avenue (900 bl) St. lights on Cozy Court	Approved and forwarded to Street Light Engineering Department to investigate. B.O. 172-84 issued. B.O. 173-84 issued.
14.	Received sanitary sewer petition for Lima Road from Center Rd. north on Lima.	Approved and forwarded to WPC Eng. for their investigation. B.O. 174-84 issued.
15.	Received the following driveway applications. 3509 N. Clinton St./Robert A. Westerhausen/C-68-84 2105 Meridian/Robert Houser/R-137-84 5915 Covington Rd./Mr. Pembroke, Inc./C-61-84	
16.	Received invoices for the following Projects. LOC 0002 - Hobson Rd. LOC 0005 - St. Joe Rd. LOC 0007 - Rudisill Blvd. LOC 0018 - RRX Washington, Lumbard & Glasgow TOTAL $6,948.50	Approved and paid from LRS 138.
17.	Received agreement between City and Bonar & Associates to construct a ground storage water reservoir and pumping facilities with connecting distribution system located in the area of Baer Field to serve the new General Motors Plant as described in a Request for Proposals by Owner dated 8/27/84 as Division W-1 and as further described in Engineer's Proposal to Owner dated 9/7/84. Total amount of contract is $95,000.	Approved. Copy on file in vault.
18.	Received Resolution with respect to Central Soya's intended use of the City's right-of-way.	Approved. Copy herein incorporated.
19.	Received Utility Agreement bet. City and City Utilities (sewer/water) for sewer lines, water mains, underground facilities and other appurtenances located on Bluffton Rd. from 400' south of Engle Road to the St. Mary's bridge.	Approved.

November 7, 1984 meeting adjourned at 9:00 a.m.

David J. Kiester

David J. Kiester, Member

Cosette R. Simon

Cosette R. Simon, Member

Lawrence D. Consalvos

Lawrence D. Consalvos, Member

Attest: Helen V. Gochenour

Helen V. Gochenour, Clerk

THURSDAY, NOVEMBER 8, 1984

Department of Public Works and Safety
Office of the Board
Room 910, City-County Building
Hearing held at 3:30 p.m.

David J. Kiester, Cosette R. Simon, Lawrence D. Consalvos	Present
Helen V. Gochenour, Clerk	ACTION
1. FINAL HEARING ON CONFIRMATION Lathrop Drainage Improvement Res. #403-84 Hearing continued from Thursday, October 25, 1984 No remonstrances were filed.	CONFIRMED - Subject to easements. If easements are not forthcoming, the bids requested will be rescinded.

Hearing adjourned at 3:45 p.m.

David J. Kiester
David J. Kiester, Member

Cosette R. Simon
Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

Attest: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, NOVEMBER 14, 1984

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

David J. Kiester, Member
Cosette R. Simon, Member
Lawrence D. Consalvos, Member

Helen V. Gochenour, Clerk

1.	Received Special Street Permit for Congressional Industrial Park - Section 2. Huguenard Corporation is the applicant.	Approved.
2.	Received pay request submitted by Bonar and Associates from Norfolk and Western Railway Company for work performed on Berry Street Sewer Abandonment & Interconnection Project, Res. 386-83, Div. II in the amount of $745.46, Bill #10-28444.	Approved and forwarded to City Utilities and charged to Job 83-17.
3.	Received pay request #74 from H.N.T.B. for Engineering Services on WPC Plant Expansion A.W.T. C180774-03 in the amount of $712.85.	Approved and forwarded to City Utilities Accounting and charged to WPC Plant Expansion A.W.T. C180774-03.
4.	Received pay request for Engineering Services from Bonar & Associates for Ground Storage Water Reservoir & Pumping Station, State Road 3 - services pursuant to Agreement dated 11/30/83 in the amount of $8,660.00	Approved and ordered payment from City Utilities - W.O. 63672.
5.	Received pay request submitted by Bonar and Associates from Preload Technology, Inc. for work performed on Waterworks Improvements - Northwest Reservoir Contract 84-W-1 in the amount of $87,495.00 with retainage of $4,605.00 - Escrow Agent Fort Wayne National Bank. (Payment #6)	Approved and ordered payment from City Utilities - W.O. 63631 Revised.
6.	Received pay request submitted by Bonar and Associates from Indiana Construction Corp. - Payment #5 for Waterworks Improvements - Northwest Pump Station, Contract 84-W-2 in the amount of $39,140.00 - Escrow Agent - Fort Wayne National Bank.	Approved and ordered payment from City Utilities - W.O. 63631 Revised.
7.	Received pay request submitted by Grinsfelder Associates Architects Inc. for architectural services rendered 10/1/84 through 10/31/84 on Southtown Police Station in the amount of $52.93.	Approved and ordered payment from Account #010-006-BLDG-4361.
8.	Received recommendation from Water Pollution Control Engineering that we accept Fox Chase Condominiums San. Sewer - Sec. I, B.O. 126-83 as a part of the City of Fort Wayne Sewer System.	Approved and acceptance letter sent to Scheidleman Excavating, Inc.
9.	Received recommendation from Water Pollution Control Engineering that we accept Interurban Acres - Lot 9 Sanitary Sewer System as a part of Fort Wayne's Sewer System.	Approved and acceptance letter sent to J. K. Construction.

10.	Received recommendation from Water Pollution Control Engineering that we accept Westwood Valley Sewer Connection as part of the City of Fort Wayne's Sewer System - B.O. 2-84.	Approved and acceptance letter written to Geiger Developing.
11.	Received recommendation from Water Pollution Control Engineering that we not accept Glenbrook Mall Phase III Sanitary Sewer - B.O. 42-79 for maintenance since the sewer grades have been found to be substandard.	A letter was written to Landau & Heyman, Inc. from Chicago, Illinois advising them the information.
12.	Received final close out change order on "Edsall Avenue" Storm Improvement - Res. #399-84 which reflects a decrease of $168.00 from Bercot, Inc. This changes contract price $8,571.00.	Approved and forwarded to Common Council Nov. 27,1984.
13.	Received sewer construction permit for Merica Caudill Sanitary Sewer - Ludwig Road - W.O. 72865 - Brooks Construction Co., Inc. - Thomas Starnes.	Approved and Board Order # #176-84 issued.
14.	Received the following sidewalk permits. 126 E. Fleming/Howard Fox, Contr./1174 1327 Charlotte/Tony J. Tomei, Sr./1175	Approved.
15.	Received the following driveway permits. 5618 Coldwater Rd./Fred Steury/C-72-84 2424 Goshen Rd./Zumbrun Const./C-74-84 1205 Ventura Ln./Willie Johnson/R-144-84 3011 California Rd./Wayne Asphalt/C-71-84 2930 Lake Ave. Dr. on Maycrest/C-70-84/Lengacher Exc. 5618 Coldwater Rd./P-35-84/Fred Steury	Approved.
16.	Received petition for street lighting to be installed on the existing utility pole near the alley (pole #15799) across the street from 3422 Indiana.	Approved and forwarded to Street Lighting for their investigation.
17.	Received Agreement between City and River Greenway Associates for City to grant full size curb cut on south side of Superior Street in consideration of the execution by redeveloper of contract with Department of Redevelopment.	Approved. Herein Incorporated.
18.	Received Agreement for Engineering Services from Owens-Russell Associates, an agreement between same and City for Division S-2, Gravity Sewer Lift Station and Force Main to serve General Motors Corporation's proposed industrial site in southwestern Allen County. Amount of contract $50,890.00.	Approved. **Copy on file in vault.**

Meeting Adjourned at 9:30 a.m.

David J. Kiest

David J. Kiester, Member

Cosette R. Simon

Cosette R. Simon, Member

Lawrence D. Consalvos

Lawrence D. Consalvos, Member

Attest: Helen V. Gochenour

Helen V. Gochenour, Clerk

THURSDAY, NOVEMBER 15, 1984

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 3:30 p.m.

David J. Kiester, Member Cosette R. Simon, Member Lawrence D. Consalvos, Member	PRESENT
Helen V. Gochenour, Clerk	Action.
1. HEARING ON CONFIRMATION - FINAL	Resolution Confirmed. *
Winchester Road Sanitary Sewer Res. #404-84	No remonstrances were filed.
Hearing continued from Thursday, November 1, 1984.	Advertised, Notice to Contractors 11/23 & 11/30/84 Bids to be received 12/12/84.
	*Confirmed - subject to easements. If easements are not forthcoming, the bids requested will be rescinded.

Hearing adjourned at 4:00 p.m.

David J Kiest
David J. Kiester, Member

Cosette R. Simon
Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, NOVEMBER 21, 1984

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

1.	Received pay request from Michael Gaines Const. dated October 31, 1984 in the amount of $4,775.00 for work performed on Misc. Invitational Bid for 403 W. Cox Drive. Purchase Order No. for project No. A-37375.	Approved and ordered payment from Appropriation #138-972-LR&S-4431.
2.	Received pay request from Bonar & Associates Inc. for Confluence Project-Flood Control Services pursuant to Agreement dated 4/25/84 and 7/20/83. This is invoice #3067 in the amount of $166.48.	Approved and charged to W.O. #54903 forwarded to City Utilities.
3.	Received pay request from Weikel Line Co., Inc. for work completed on Contract Res. 178-84 - Michigan Avenue Street Lighting in the amount $12,499.42. Retainage amount $1,388.83.	Approved and ordered payment from CD&P. P.O. #A-36969.
4.	Received pay request from Hipskind Concrete Corporation for work performed on Res. 5983-83 - Memorial Park Neighborhood, Phase II, Alternates I & II (Final) in the amount of $2,054.94.	Approved and ordered payment from CD &P against Jobs Bill Funds allocated to this project. This is for retainage.
5.	Received pay request from Gaines Const. Co., Inc. Invoice #2 for work performed on Res. #6004-84 - Oxford Neighborhood X, Phase III, B.O. 34-84 in the amount of $44,181.74.	Approved and forwarded to CD &P for payment from Appropriation #1-95-008-OXC-04-431 per P.O. #A-36969.
6.	Received Change Order No. 1 for Res.#5998-84, Second Street - Harrison to Wells, B.O. #20-84, Wayne Asphalt - Contractor, in amount of $5,513.77 increase. New contract amount is $35,262.15.	Approved and sent to Common Council on Dec. 11, 1984.
7.	Received Sewer Construction Permit for Professional Office Park - East State Dental - Sanitary Sewer Extension.	Approved and board order #177-84 issued.
8.	Received Sewer Improvement Res. #406-84 Lincolndale Addition prepared by Water Pollution Control Department.	Adopted. Advertise, Notice to Property Owners Nov. 30, 1984 and December 7, 1984. Public Hearing to be held December 20, 1984 at 3:30 p.m.
9.	Received final property ownership list for Wallywood Storm Sewer Improvement from Water Pollution Control.	Advertise Notice of Assessment November 30, 1984 & December 7, 1984 with final public hearing December 20, 1984.
10.	Received Water Contract 8411, B.O. 75-84, Work Order 63752, between Michael Byerly and City Utilities to serve BMRR Properties.	Approved.
11.	Received Assessment Roll for Wallywood Storm Sewer Improvement - Res. 890-83 prepared by Water Pollution Control.	Approved. Advertise Notice of Assessment November 30 & December 7, 1984 and Final Hearing on December 20, 1984 at 3:30 p.m. Notices to be mailed on December 7, 1984.
12.	Received Sewer Construction Permit for Allenwood Sanitary Sewer Extension from Carl Wannemacher.	Approved and Board Order #178-84 issued

13.	Received Agreement for Sewer Extension between owner David Girardot, Judith Girardot, Sharon Recht, Carl Wannemacher and Judith Wannemacher and City. This is known as the Allenwood Sanitary Sewer Extension, Centerhurst Addition Section III.	Approved and herein incorporated.
14.	Received recommendation for acceptance of Lakes Shores Extended, Sec. II, Ph. I, B.O. 143-83, Contract 8309 as part of the City's Water System.	Acceptance Letter sent to the contractor, Baker's Trenching & Excavating.
15.	Received petition for street lighting on 2000 block of Hensch Street from property owners in that neighborhood.	Approved and forwarded to Street Lighting for their inspection.
16.	Received petition from Garold D. Bauermeister for replacement of curb in front of 2423 Broadway.	Approved and forwarded to Street Engineering Dept. for their investigation.
17.	Received the following sidewalk permits. 100 blk. W. Jefferson/M. A. Gaines Const. Co. 3212 Indiana Avenue/Nix Home Improvement 1307 Charlotte/Tony Tomei Sr.	Approved.
18.	Received the following driveway applications. C-78-84/413 E. Jefferson/Dailey Asphalt R-148-84/3027 Kenwood/Affordable Homes by John Pelkington 5612 Tunbridge Crossing/R-146-84/Leichty & Associates, Inc. R-147-84/2820 Chichester Ln./Buesher Const. P-38-84/413 E. Jefferson/Dailey Asphalt C-79-84/2720 Lofty Dr./Reichart Builders, Inc.	Approved.
19.	Received Agreement for Engineering Services between McNamee, Porter & Seeley and City for Engineering Services for General Motors Corporation - Division S-1, Gravity Sewer. The fees shall not exceed $60,000.	Approved. A copy **on file in vault.**
20.	Received Resolution for use of Master Lease Funds to pay Motorola Communications & Electronics for invoices $19,440.75 for the Communications Department. (Resolution 74-146-20)	Approved. A copy herein incorporated.
21.	Received Resolution for use of Master Lease Funds to pay Computerland Downtown $18,907.20 and Logic Base Computers $1,379.00 for the Data Processing Department. (Resolution 74-146-21)	Approved. A copy herein incorporated.

Meeting adjourned at 3:30 pm

David J Kiester
David J. Kiester, Member

Cosette R.
Cosette R. Simon, Member

Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, NOVEMBER 28, 1984

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

1.	Received pay request Invoice #3 (final invoice) from EMA Service, Inc. for engineering work on WPC Plant - Computerization Study, in the amount of $7,315.10.	Approved and forwarded to City Utilities and charged to W.O. #79083.
2.	Received pay request Invoice #75 from Howard Needles Tammen & Bergendoff for engineering services on WPC Plant Expansion A.W.T. C180774-03. This covers period of 9/29/84 through 10/26/84 and is in the amount of $1,551.28.	Approved and forwarded to City Utilities and charged to C180774-03.
3.	Received pay request Invoice 3943 from T-G Excavating, Inc. in the amount of $9,337.20 for Centennial Industrial & Business Park, Partial Payment #4 & Final, Contract 83-XP-5, B.O. 177-83, W.O. 63655.	Approved and forwarded to City Utilities and charged to W.O. #63655.
4.	Received Change Order #1 (and final) for Centennial Industrial & Business Park Water Contract 83-XP-5, T-G Excavating, Contractor, in the amount of $2,064.76 decrease, making total price $172,162.99.	Approved and forwarded to Common Council on December 11, 1984.
5.	Received invoice from Mergy Construction Inc. dated 11/26/84 in the amount of $2,724.92 for Misc. Invitational Bids - P.O. #A-37376. There is a increase in P.O. due to undermining and drainage problem.	Approved and ordered payment from Appropriation #1-38-972-LRE-S4-431.
6.	Received recommendation for acceptance of Village of Buckingham Section I by City, storm and sanitary sewers and water.	Approved and letter written to Orin Sessions, North Eastern Enterprises, Inc.
7.	Received Notice to Bidders that sealed bids will be received in Board of Public Works and Safety for disposition of various items of personal property until 11 a.m. on December 19, 1984.	Approved. Advertise Notice to Bidders on November 30, 1984 & December 7, 1984.
8.	Received the following sidewalk permits. 920 Larch Lane/Holida Homes 822 Larch Lane/Holida Homes 1019 Larch Lane/Holida Homes 910 Aurora Knoll/Holida Homes 828 Aurora Knoll/Holida Homes	Approved.
9.	Received a petition for replacement of sidewalks at 4225 S. Wayne Ave., Fairmont Pl. Addn. from Anna Thomas.	Approved and forwarded to St. Eng. for their investigation. Board Order #180-84 issued.
10.	Received the following Driveway Applications: C-76-84/1313 Production Rd./Dailey Asphalt R-145-84/2551 Westbrook Dr./Agnes Shoaff P-39-84/2827 Northgate Blvd./ S & T Const., Inc. C-77-84/1313 Production Rd./Dailey Asphalt R-149-84/5518 Tunbridge Crossing/Star Builders 4430 Ellsdale Dr./Brooks Construction/P-36 & P-37-84	Approved.

11.	Received recommendation from Water Pollution Control that we accept Merica Caudill Sanitary Sewer - Ludwig Road as part of the City's sewer system.	Approved and acceptance letter written to Brooks Construction.
12.	Received recommendation from Water Engineering Dept. that we accept Water Contract 8407, Lakes of Buckingham, Sec. II as part of the City's Water System.	Approved and acceptance letter written to Scheidleman Excavating, Inc.
13.	Received petition from residents for curbs on Buell Drive.	Approved and forwarded to Street Eng. for their investigation. B.O.181-84 issued.
14.	Received petition to construct sanitary sewer to serve properties along Martin Luther Dr., north of St. Joseph Ctr. Rd. from property owners.	Approved and forwarded to WPC Engineering for their investigation. B. O. 182-84 issued.
15.	Received recommendation from WPC Engineering regarding "Lagoon Sluice Gates" Resolution 398-84 to extend completion date to Feb. 18, 1985 due to shipping delays.	Approved.
16.	Received "Notice of Water Main Extension" - Contract 83-XP-5, B.O. 177-83 to serve Centennial Industrial and Business Park, Section III.	Approved. Copy herein incorporated. Ordered sent to the Water Engineer to be recorded.
17.	Received Miscellaneous Invitational Bid recommendation by Street Engineering for S.W. corner of Mary & Davis Street to Mergy Construction, Inc. The City's share of the cost is $932.50 with the property owner being responsible for the remaining $947.48.	Approved and purchase order issued. This is to be paid from appropriation fund #1-38-972-LRE-S4-431.
18.	Received Miscellaneous Invitational Bid recommendation by Street Engineering for 1) N.E. Corner Margaret & St. Mary's, 2) N.E. Corner Killea & Hoagland 3) Sidewalk 7006 Bluffton Road 4) Sidewalk 2225 Wawonaissa Trail. M. A. Gaines Construction Company submitted the low bid in the amount of $3,813.00 for the City's share of the cost being $3,209.62 and property owners share $603.38.	Approved and purchase order issued. This is to be paid from appropriation fund #1-38-972-LRE-S4-431.

11/28 meeting adjourned at 9:30 a

David J. Kiester
David J. Kiester, Member

Cosette R.
Cosette R. Simon, Member

Lawrence D. Consalvos, Member

Attest: Helen V. Gochenour
Helen V. Gochenour, Clerk

THURSDAY, NOVEMBER 29, 1984
PUBLIC HEARING

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 3:30 p.m.

D. J. Kiester, Member
Cosette R. Simon, Member
Lawrence D. Consalvos, Member

Helen V. Gochenour, Clerk

1. Hearing on Confirmation of Assessment Roll. Resolution #1032-84 - Ludwig Park Drive Water Main.	Board Confirmed. Remonstrance period up 12.10.84 at 5:00 p.m.

Hearing adjourned at 4:00 p.m.

David J Kiest
David J. Kiester, Member

Cosette R. Simon
Cosette R. Simon, Member

Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, DECEMBER 5, 1984

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeing held at 9:00 a.m.

David J. Kiester, Cosette R. Simon,
Lawrence D. Consalvos

Helen V. Gochenour, Clerk

1. Receive Bids — No award date as yet.

   Resolution #403-84
   Lathrop Street Drainage

All Star Const.	$88,154.35
Bercot, Inc.	102,628.25
Dailey Asphalt	83,906.75
John Dehner	116,561.40
Fleming Excavating	95,044.75
Land Excavating	91,381.90
Scheidleman Excavating	95,629.08
T-G Excavating	102,650.50
Engineers Estimate	95,186.25

2. Received Resolution prepared by WPC Eng. Department for development of "Summit Industrial Park" through Phase I, II, III, IV, V & VI by constructing sanitary sewers, water mains, storm sewers, streets, street lighting, a detention pond, landscaping, site work, site structures and an offsite ditch. Resolution 74-150-2.

   Approved.

3. Received Resolution for vacation of plat from City Plan Commission for Woodmark Dr. Resolution 74-105-3.

   Approved and a true copy herein incorporated.

4. Received pay request Invoice #3 dated 11/26/84 in the amount of $5,627.35 less 10% retainage for work completed on Res. #6008-84, Greater McMillan Neighborhood, Phase III, B.O. 28-84, making payment $5,064.62, Contractor Dailey Asphalt Products Company.

   Approved and ordered payment from Appropriation #1-95-008-MCC-04-431 from CD &P.

5. Received pay request submitted by Bonar & Associates Inc. for Fleming Excavating for work performedin River Greenway Flood Project in the amount of $5,340.96. (P.O. #A-26946)

   Approved and ordered payment from C.C. Account #010-006-RVRG-4431.

6. Received Partial Payment #1 for Allen County Flood Gates - Res. 401-84 from John Dehner Inc. in the amount of $30,532.50 (Retainage to be held $3,392.50)

   Approved and ordered payment from City Utilities and charged to Work Order #72762.

7.	Received Instrumentation Maintenance Service Agreement between City and Hurst Electronics, Inc. for Three Rivers Filtration Plant.	Approved and copy on file in vault.
8.	Received Contract between City and National Port-A-Test, Inc. for installation of remote reading devices.	Approved. Copy on file in vault.
9.	Received recommendation from Street Eng. Dept. to replace sidewalk at 4225 S. Wayne Avenue. Total Estimated Cost $470.00 Property Owner Cost 352.00 City Cost 117.50	Approved and advised St. Eng. to proceed with necessary arrangements.
10.	Received Utility Agreement between City and Cox Cable - location Bluffton Road from 400' south of Engle Road to the St. Mary's bridge.	Approved.
11.	Received pay request for release of retainage to T-G Excavating, Inc. for Res. 83-XP-5, Centennial Industrial & Business Park, Sec. III in the amount of $16,282.58.	Approved
12.	Received pay request Invoice #3 dated 11/28/84 in the amount of $7,826.20 less retainage for work completed on Res. #6008-84, Greater McMillan Neighborhood, Phase III, B.O. 28-84, making payment $5,064.62 - Contractor, Dailey Asphalt Products Company.	Approved and ordered payment from Appropriation #1-95-008-POC-04-431 from CD &P.
13.	Received petition for street lighting at corner of 443 Kinnaird Avenue.	Approved and ordered Street Lighting to investigate.
14.	Received the following driveway applications. C-82-84/604 E. Berry St./Simerman Const. R-155-84/920 Larch Ln./Holida Homes 822 Larch Ln./R-154-84/Holida Homes R-153-84/1019 Larch Ln./Holida Homes R-152-84/828 Aurora Knoll/Holida Homes R-150-845316 Tunbridge Crossing/Liechty & Assoc. R-151-84/910 Aurora Knoll/Holida Homes C-80-84/3922 Wells St./Felderman Const.	Approved.
15.	Received the following sidewalk permits. 1184/Berry & Van Buren St. - corner/M. A. Gaines 1185/Paulding Rd./M. A. Gaines Const. 1186/Indiana & Home Ave.Corners/M. A. Gaines Const. 1187/450 Oakdale/M. A. Gaines Const. 1188/1038 St. Joe Blvd./M. A. Gaines Const. 2503 Buckhurst Run/1189/Star Builders, Inc.	Approved
16.	Received request from Hamilton Hunter to divide assessment area for Professional Park - East State Dental Group, into 2 parts; 5 acres for Phase I, due and payable now ($3500) and 4.33 acres for Phase II at time of development.	Approved.

17. Received final payment from T-G Excavating, Inc., in the amount of $12,799.94 for Lawrence Drain Improvement - Resolution #391-83 in the amount of $12,799.94.	Approved and payment made from CC Account #330 - Sewer Relief Fund.

Dec. 5, '84 mtg. adjourned at 9:30 a.m

David Kiest

David J. Kiester, Member

Cosette R. Simon

Cosette R. Simon, Member

Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour

Helen V. Gochenour, Clerk

WEDNESDAY, DECEMBER 12, 1984
PUBLIC HEARING

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
Cosette R. Simon, Member
Lawrence D. Consalvos, Member

Helen V. Gochenour, Clerk

1.	Receive Bids	Award Contract 12/19/84 at 9:00 a.m.

Resolution #404-84
Winchester Sanitary Sewer

All Star Const.	$74,053.55
Bercot, Inc.	89,007.00
Earth Const.	84,544.90
Jones Bros.	84,297.70/76,798.45
Land Inc.	101,898.10
Scheidleman Exc.	91,813.20
T-G Excavating	77,616.60
Eng. Estimate	88,086.25

2.	Received pay request submitted by Bonar, Inc. for Preload Technology, Inc. for work performed on Contract 84-W-1, Northwest Reservoir & Pump Station in the amount of $31,850.00.	Approved and forwarded to City Utilities and charged to W.O. 63631.
3.	Received pay request from Grinsfelder Associates Architects Inc. for services rendered 11/1/84 through 11/30/84 for $172.73 - Southtown Mall Police Station.	Approved and paid from Acct.010-006-Bldg-4361.
4.	Received partial payment request from Owens Russell Associates for consulting engineer work performed on General Motors, Phase S-2 in the amount of $16,056.74.	Approved and ordered payment from City Utilities from Utility Sanitary Sewer Fund.
5.	Received Partial Payment request in the amount of $12,262.50 for work performed on St. Joe Pump Station - Res. 397-1984 from Land, Inc.	Approved and ordered payment from City Utilities and
6.	Received pay request (final retainage) for Res. #6002-84 - Hoagland Masterson III, B.O. 31-84 to Hipskind Concrete Corp. in the amount of $4,891.03.	Approved and ordered payment from CD &P from Appropriation #1-95-008-HMC-04-431 per P.O. #A-36785.
7.	Received Partial Payment Invoice No. 3 received from All Star Const. & Excavating, Co., Inc. for work performed on Contract 84-XP-1 - Ludwig Rd. Feeder Main - Div. C. Amount is $56,187.68.	Approved and ordered payment from City Utilities and charged to W. O. #63673, EDA #06-01-01959.

8.	Received Partial Payment #5 - Cook Road - Huguenard Road Water Main Contract 84-XP-1 - Div. B. - W.O. #63672 - EDA #06-01-01959 received from All Star Construction and Excavating Company, Inc. in the amount of $4,947.48.	Approved and forwarded to City Utilities and charged to W.O. #62672.
9.	Received pay request #3 - Res. #6003-84 for E. Central X, Phase III, B.O. 27-84 from Gaines Construction Company in the amount of $6,315.00.	Approved and forwarded to CD &P for payment from Appropriation 1-95-ECC-800-04-431 per P.O. A-36784.
10.	Received pay request for work performed on Crescent Avenue Improvement - Project #M-F312(1) from Clyde Williams & Associates (worked performed 10/1/84 through 11/30/84) in the amount of $3,827.75 - #IC-9106 and $1,628.84 #IC-9116.	Approved and ordered payment from LRS Account #138-972-006-4431.
11.	Received pay request #3 for Spanish Trail - Cadena Lane - Contract 8307 Water Main, B.O. 122-83, W.O. 63641 to All Star Construction and Excavating, Inc. in the amount of $4,985.07.	Approved and ordered payment from City Utilities Accounting from W.O. 63641.
12.	Received pay request #2 - Maplecrest Feeder Main, Contract 83-XP-2, B.O. 23-83, to All Star Construction & Excavating, Inc. in the amount of $1,910.25.	Approved and ordered payment from City Utilities and charged to W.O. #63602.
13.	Received recommendation from WPC Engineering that we accept Woodview Health Care Sanitary Sewer Extension as an integral part of the City's sanitary sewer system.	Approved and Acceptance Letter sent to John Dehner, Inc.
14.	Received recommendation from WPC Engineering that we accept Northwest Industrial Park - Cook Road and Ludwig Road Sanitary Sewer as an integral part of the City's sanitary sewer system.	Approved and Acceptance Letter sent to Scheidleman Excavating.
15.	Received recommendation from WPC Engineering that we accept Freeman Street Sanitary Sewer as an integral part of the City's sanitary sewer system.	Approved and Acceptance Letter sent to T-G Excavating, Inc.
16.	Received recommendation from Water Eng. Dept. that we accept Water Main for Centennial Industrial & Business Park, Contract 83-XP-5 as part of the City's Water System.	Approved and Acceptance Letter sent to T-G Excavating, Inc.
17.	Received pay request #4 from Pitometer Associates in the amount of $6,412.50 for work performed during the month of November.	Approved and ordered payment from Work Order #63678.
18.	Received Contract for East State Blvd. between Bonar & Associates & City in the amount of $38,782.00.	Approved and a true copy on file in vault.
19.	Received Change Order #1 and Final, for Cook-Huguenard Water Main Contract 84-XP-1 - Division B, B.O. 77-83, in the amount of $1,715.36. Contractor is All Star Construction & Excavating, Inc.	Approved and sent to Common Council January 8, 1984.

20. Received Change Order #1 (Final) for Spanish Trail/Cadena Water Main Extension, Water Contract #8307 in the amount of $4,456.83 increase. All Star Const. Inc. is the contractor.	Approved and sent to Common Council on January 8, 1985.
21. Received recommendation from WPC Eng. Department to pay invoice in the amount of $973.53 from Bercot-Gibson Const. Co., Inc. for extra work on Gouty's Service Center Storm Sewer.	Approved and sent to City Utilities to be paid from the Utility Sanitary Sewer Fund.
22. Received the following driveway permits R-158-84/1902 Ida Ave./Simmerman Exc. R-157-84/2503 Buckhurst Run/Star Bldrs. R-57-84/7303 Winchester Rd./Asphalt Paving	Approved.

12/12/84 mtg. adjourned at 9:30 p.m.

David J. Kiester
David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

TUESDAY
DECEMBER 18, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 11:00a.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1. RECEIVE BIDS

Award will be made Wed. 12/26/84.

Master Lease Program
Bids were received for the lease financing of equipment for City Utilities from the following:

Eden Hannah & Company

First Municipal Leasing Corporation

Municorp Leasing, Inc.

Meeting adjourned at 11:30 a.m.

David J. Kiester
David J. Kiester, Member

Cosette R. Simon
Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

SPECIAL MEETING
TUESDAY, DECEMBER 18, 1984

Special meeting called to consider request from Citizens Cable Co., Inc. for acquisition of stock in Cox Cable of Fort Wayne, Indiana.

1.	Agreement between City and Citizens Cable Communications, Inc. presented. Resolution also presented consenting that Citizens Cable Communications, Inc. acquire the 80% of Cox Cable of Fort Wayne, Inc. owned by Cox Cable Communications, Inc., may cause the stock of Cox Cable of Fort Wayne, Inc., and the Fort Wayne cable television franchise to be pledge as collateral for a bank loan to be used.	Approved and herein incorporated are copies of Agreement and Resolution.

Meeting adjourned at 3:30 p.m.

David J. Kiester
David J. Kiester, Member

Cosette R. Simon
Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

ATTEST Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, DECEMBER 19, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1. Receive Bids

Award Wed. January 2, 1984

Res. #395-83
Rehabilitation of Sewers-SSES Subsystems
DS, ES, GS, KS

Bercot, Inc.	$699,481.00
T-G Excavating	$898,319.97
Eng. Estimate	$952.000.00

2. Award Contract

Res. #404-84
Winchester Road Sanitary Sewer

Awarded to All Star Const. & Excavating, Inc. in the amount of $74,053.55. Ordered WPC Eng. to prepare contracts.

3. Received Pay Request #1 in the amount of $13,852.89 for McNamee Porter and Seeley, Consulting Engineers for services on General Motors, Phase S-1.

Approved and forwarded to City Utilities for payment from the Utility Sanitary Sewer Fund.

4. Received Pay Request #2 for Res. #6006-84, Memorial Park Phase III, B.O. #33-84 to Hipskind Concrete Corp. in the amount of $17,556.71 from Appropriation #1-95-008-MPC-04-431 per Purchase Order #A-36967.

Approved and forwarded to CD&P for payment.

5. Received Sewer Construction Permit for Valley Place, Section I Sanitary Sewer, Scheidleman Excavating, Inc., Contractor.

Approved and Board Order #183-84 issued.

6. Received Pay Request #2 for Res. 6005-84 Hamilton Park Phase III, B. O. 29-84, Hipskind Concrete Corporation in the amount of $14,761.35 from Appropriation #1-95-008-HPC-04-431 per Purchase Order #A-36966.

Approved and forwarded to CD&P for payment.

7. Received Pay Request #1, Southtown Mall Police Station; Contractor, Harold McComb & Son Inc. Amount is $16,637.08.

Approved.

8. Received pay request from Indiana Const. Corp. in the amount of $52,810.00 for work performed on Northwest Pump Station Contract 84-W-2.

Approved and forwarded to City Utilities and charged to W.O. #63631.

9.	Received pay request from Bonar & Associates Invoice No. 3051 in the amount of $13,703.37. This is work performed on State Blvd. project (Reed Road to Lahmeyer Road) Project M-F 568 (2).	Approved and ordered payment from LR&S Account #138-972-0021-4431.
10.	Received pay request in the amount of $8,037.08 from Earth Construction for work performed on Res. #892-84, Seddlemeyer Avenue Sanitary Sewer. Also received Change Order #1 for increase of $64.08. Received WPC Department's recommendation that a public hearing date be set for the final assessment roll.	Pay request approved and forwarded to Controller's Office for payment from Barrett Law Fund Account. Change Order sent to Common Council Jan. 8, '85. Advertisement Notice of Assessment published 1/11 & 1/19/85 with hearing scheduled 1/31/85 at 3:30 p.m.
11.	Received recommendation from WPC Eng. Dept. to accept sanitary sewer at 4905 Speedway Drive as an integral part of the City's Sanitary Sewer System.	Approved and letter sent to Construction Design & Associates.
12.	Received recommendation from WPC Eng. Dept. to accept sanitary sewer at Sawmill Woods, Sec. III, as an integral part of the City's Sanitary Sewer System.	Approved and letter sent to T-G Excavating, Inc.
13.	Received recommendation from WPC Eng. Dept. to accept sanitary sewer - St. Joe Pump Station - Res. #397-84, as an integral part of the City's Sewer System.	Approved and sent to Land Excavating, Inc.
14.	Received contract for engineering services from Beam, Longest & Neff, Inc. for Div. W-3 on the General Motors water project for the engineering design phase only in an amount not to exceed $17,669.00.	Approved. Copy on file in vault.
15.	Received contract for engineering services from Clyde E. Williams & Associates, Inc. for Div. W-2 on the General Motors water project for the engineering work not to exceed $78,800.	Approved. Copy on file in vault.
16.	Received request for release of retainage monies in the amount of $1,362.50 due Land Excavating, Inc. for St. Joe Pump Station - Resolution #397-84.	Approved and forwarded to City Utilities to be paid out of Sewer Utility Fund.
17.	Received Traffic Engineering Service Agreement between City of Fort Wayne and Allen County Board of Commissioners for the year of 1985.	Approved and copy herein incorporated.
18.	Received Resolution whereas the Board has been negotiating with Magnavox Government and Industrial Electronics Co., with respect to Magnavox's desire to utilize the City's rights-of-way.	Approved and a copy herein incorporated.

19.	Received from Water Pollution Control Department Resolution #409-84, Notice to Property Owners, Engineer's Estimate and Preliminary Assessment Roll.	Res. approved and adopted. Copy incorporated. Advertise Notice to Property Owners 1/11/85 & 1/18/85. Hearing 1/31/85.
20.	Received the following sidewalk permit. 2126 Fairfield/Schueler	Approved
21.	Received Street Lighting Petition for the installation of standard street lights at no cost to residents of Bradwood Terrace.	Approved and forwarded to Street Light Engineering for their investigation.
22.	Received petition for replacement of curbing and sidewalks where needed in the Lafayette Place Addition.	Approved and Board Order #184-84 issued.
23.	Received the following driveway applications. C-88-84/2001 E. Pontiac St./Brooks Const. C-84-84/1310 Dividend/Silkworth C-85-84/1310 Dividend/Silkworth C-87-84/320 E. Superior St./Felderman Const. C-159-84/5417 Inland Trail/Neal Exner	Approved.
24.	Received Affidavit from Alfred J. Zacher, S.I.R., the Zacher Company confirming contract dated 9/15/84 regarding Edgewood Utilities.	Approved.

Meeting adjourned at 9:30 a.m.

David J. Kiesler
David J. Kiester, Member

Cosette R. Simon
Cosette R. Simon, Member

Lawrence D. Consalvos, Member

ATTEST:
Helen V. Gochenour, Clerk

THURSDAY, DEC. 20, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Hearing held at 3:30 p.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1. Received Final Assessment Roll of Benefits and Damages prepared by Water Pollution Control Engineering Deparment for Wallywood Storm Sewer, Res. 890-83	Confirmed and ordered sent to the Department of Finance.
2. Hearing on Confirmation Lincolndale Sanitary Sewer Res. #406-84	
Time to receive remonstrances will be Wednesday, January 7, 1984 at 5:00 p.m.	Continued to Wednesday Jan. 9, 1985 at 9:00 a.m.

Meeting adjourned at 4:00 p.m.

David J. Kiester
David J. Kiester, Member

Cosette R. Simon
Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, DECEMBER 26, 1984

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
C. R. Simon
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1.	AWARD CONTRACT Resolution #403-84 Lathrop Drainage Improvement	Awarded to Dailey Asphalt Co., Inc. in the amount of $83,906.75. Ordered WPC to prepare contracts.
2.	Received Invoice No. 4 dated 12/18/84 from Tomco Construction Company in the amount of $4,634.27 for work performed on Resolution #6001-84, Poplar Neighborhood Phase III.	Approved and forwarded to CD &P to be paid from Appropriation #1-95-008-POC-04-432 per P. O. A-36790.
3.	Received Subagreement Number 2 from Camp Dresser & McKee for City's Infrastructure Management System.	The total amount of the preliminary ststem design and analysis portion of this Subagreement No. 2 is limited to $40,650. Approved.
4.	Received Change Order #1 (Final) for Res. #889-83, Reed Road - Karen Avenue Sanitary Sewer Extension, B.O. 69-83 from Bercot, Inc. in the amount of $4,067.40 decrease. This makes the new contract amount $43,413.64.	Approved and sent to Common Council January 8, 1985.
5.	AWARD CONTRACT Master Lease Award	Awarded to Municorp Leasing Inc. for $1.94 million worth of equipment during several years.
6.	Received Invoice No. #4 from Dailey Asphalt Products Co. for work performed on Res. No. 6008-84 - Greater McMillan Neighborhood, Phase III in the amount of $5,677.40.	Approved and forwarded to CD &P to be paid from Appropriation #1-95-008-MCC-04-431 per P.O. No. A-36968.
7.	Received the following driveway applications. P-41-84/2209 St. Joe Ctr. Rd./Brooks C-90-84/2807 Goshen Rd./F. A. Wilhelm Const. C-89-84/2807 Goshen Rd./F. A. Wilhelm Const. R-160-84/5165 Lake Ave./Deutsch Properties C-86-84/128 E. Masterson/L. Smith P-42-84/128 E. Masterson/L. Smith	Approved.
8.	Received recommendation from Water Pollution Control Engineering that we accept Wild Meadows Sanitary Sewer Section II as an integral part of the City's sanitary sewer system.	Approved and acceptance letter sent to Porter Construction.
9.	Received recommendation from Water Pollution Control Engineering that we accept Congressional Industrial Park, Phase I as an integral part of the City's sanitary sewer system.	Approved and acceptance letter sent to Geiger Development Co., Inc.

10.	Received recommendation from Water Pollution Control Engineering that we accept Mid America Sanitary Sewer - 609 Cook Road as an integral part of the City of Fort Wayne's sewer system.	Approved and acceptance letter sent to Scheidleman Excavating.
11.	Received recommendation from Water Pollution Control Engineering that we accept Seddlemeyer Sanitary Sewer, Res. #892-84 as an integral part of the City's Sanitary sewer system.	Approved and acceptance letter sent to Earth Construction.
12.	Received recommendation from Water Pollution Control Engineering that we accept Lakes of Buckingham South Section II Sanitary Sewer as an integral part of the City's Sanitary sewer system.	Approved and acceptance letter sent to Scheidleman Excavating.
13.	Received recommendation from Water Pollution Control Engineering that we accept Lawrence Drain Improvement, Resolution #391-83 as an integral part of the City's Sanitary sewer system.	Approved and acceptance letter sent to T-G Excavating, Inc.

Meeting adjourned at 9:20 a.m.

David J. Kiester

David J. Kiester, Member

Cosette R. Simon

Cosette R. Simon, Member

Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour

Helen V. Gochenour, Clerk

WEDNESDAY, JAN. 2, 1985

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk.

1.	AWARD CONTRACT Resolution #395-83 Rehabilitation of Sewers SSES Subsystems DS, ES, GS, KS	Awarded to Bercot in the amount of $699,481. Ordered WPC Engineering to prepare contracts.
2.	Received pay request Partial Payment #1 received from All-Star Construction & Excavating, Inc. for work performed on Water Contract No. 8406 - Hacienda Village Water Main Extension. B. O. 151-83. This payment is in the amount of $24,236.72.	Approved and forwarded to City Utilities Accounting and charged to W.O. 63653.
3.	Received Partial Payment Invoice No. 1 received from Land Excavating, Inc. for work performed for Ley Road Water Main Extension, Contract No. 8408, B.O. 113-84 in the amount of $15,608.74.	Approved and forwarded to City Utilities Accounting and charged to W.O. 63681.
4.	Received Contract Res. #404-84, Winchester Road Sanitary Sewer prepared by WPC Eng. in the amount of $74,053.55, All Star Const. Co., Inc. Contractor.	Approved and sent to Common Council January 8, 1984.
5.	Received Contract Res. #403-84, Lathrop Drinage Improvement prepared by WPC Eng. Department in the amount of $83,906.75, Dailey Asphalt Co., Inc. is the Contractor.	Approved and sent to Common Council January 8, 1984.
6.	Received recommendation from Water Engineering Department to accept BMRR Properties - Speedway Drive Water Main Extension, Contract No. 8411, B.O. 175-84, W.O. 63752, as an integral part of the City's Water System.	Approved and acceptance letter sent to Byerly Sales Corp./d.b.a. Construction-Design & Associates.
7.	Received invoices 3858-9 from T-G Excavating for work performed on Res. #328-80 Spy Run Study Area C-180599-07, B.O. 16-80.	Approved and forwarded to City Utilities Accounting. Monies extracted from the account of Ground Services, Res. #328-80.

8.	Received from Water Pollution Control Engineering "Release of Sanitary Sewer Easement" document and Grant of Sanitary sewer Easement document to release a "blanket" sanitary sewer easement granted to the City of Fort Wayne to construct the Neuhaus Interconnect Interceptor, and a second to grant a more particular exact and workable easement, over, under and across the existing interceptor.	Approved and forwarded to Water Pollution Control for their recording. Copy herein incorporated.
9.	Received Traffic Engineering Service Agreement between City of Fort Wayne, Traffic Engineering, acting by and through its' Board of Public Works and Safety , and with the approval of it's Common Council, and the County through its' Board of Commissioners.	Approved and copy herein incorporated.

Meeting adjourned at 9:20 a.m.

David J. Kiester

David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos

Lawrence D. Consalvos, Member

ATTEST:
Helen V. Gochenour, Clerk

WEDNESDAY, JAN. 9, 1985

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1.	Received Bluffton Road Project MF 080 #08100 Utility Agreements signed by representatives for Indiana & Michigan, General Telephone Company and Northern Indiana Public Service Company.	Approved. Copy herein incorporated.
2.	Received pay request #2 for work performed General Motors, Phase S-2 from Owens Russell Associates in the amount of $13,563.75.	Approved and forwarded to City Utilities Accounting. This should be charged to Utility Sanitary Sewer Fund.
3.	Received partial payment no. 2 for Allen County Flood Control Gates - Res. #401-84 in the amount of $47,902.50. The contractor is John Dehner, Inc.	Approved and charged to W.O. 72762.
4.	Received pay request for Res. #6004-84, Oxford Neighborhood X, Phase III, B.O. 30-84, in the amount of $5,013.08 from Gaines Construction Company, Inc.	Approved and forwarded to CD&P to be charged to Appropriation # 1-95-008-OXC-04-431, P. O. A-36969.
5.	Received pay request for work performed on Res. #5999-84, Hanna Creighton IX, Phase III, B. O. #30-84 Invoice #4 in the amount of $24.95.	Approved and forwarded to CD&P to be charged to Appropriation No. 1-95-008-HCC-04-431, P. O. A-35963.
6.	Received pay request for work performed on Res. #5999-84, Hanna Creighton IX,, Phase III, B.O. #30-84 Invoice #5 in the amount of $5,464.20.	Approved and forwarded to CD&P to be charged to Appropriation No. 1-95-008-HCC-04-431, P.O. A-35963.
7.	Received pay request submitted by Bonar & Associates, Inc. for work performed on Contract 84-W-1, Northwest Reservoir & Pump Station by Preload Technology, Inc. This is Payment #8 and is in the amount of $16,895.20. The amount to be held in escrow is $344.80 to be held by Escrow Agent - Fort Wayne National Bank.	Approved and forwarded to City Utilities Accounting and charged to Work Order No. 63631 Revised.
8.	Received pay request submitted by Bonar & Associates, Inc. for work performed on Contract 84-W-2, Northwest Pump, Div. II Station by Indiana Construction Corporation. This is Payment #7 and is in the amount of $28,576.00. The amount to be held in escrow is $1,504.00 to be held by Escrow Agent - Fort Wayne National Bank.	Approved and forwarded to City Utilities Accounting and charged to Work Order No. 63631.
9.	Received Street Engineering Invoice for C. D. & P. Projects for work performed from 7/8/84 thru 9/29/84.	Approved and paid by Civil City.

10.	Received payment Invoice #4 for work performed on Contract No. 84-XP-1, Div. A, Lima Road Water Main from Bercot, Inc. in the amount of $7,390.35.	Approved and forwarded to City Utilities and charged to Work Order No. 63671 - EDA No. 06-01-01959.
11.	Received Main Sewer Improvement Resolution #408-1985, Phase I thru Phase V for General Motors - S-2, Southwest Interceptor which was prepared by CD&P.	Approved and adopted, copy herein incorporated. Advertise Notice to Contractors 1/11 & 1/18,85 with date to receive bids 1/30/85.
12.	Received Street Lighting Petition for standard lighting on McKee Street between Hanna and Oliver.	Approved and forwarded to Street Lighting Department for their investigation.
13.	Received the following driveway permit. C-83-84/2817 Goshen Rd./American Tool	Approved and forwarded to Right-of-Way for their execution.
14.	Received request from Richard L. Grauel, Mr. Steve's Rentals regarding Parking Lot at Corner of Pontiac and Calhoun. He offered City 3 year lease for one dollar a year. Previous lease for this lot was from 1974 to 1984.	Approved and copy of new lease herein incorporated.
15.	Received Change Order #1 for Contract 84-XP-1 - Division A - B.O. 77-83, Contractor Bercot, Inc. adjusting the contract price to $266,095.90 (an increase of $59.00).	Approved and sent to Common Council on 1/22/85.
16.	The Board confirmed Res. #406-84 for Lincolndale Sanitary Sewer.	Confirmed. Ordered WPC to prepare plans and specifications. Bid date to be established.
17.	Received Resolution for the Board of Public Works and Safety of the City of Fort Wayne regarding regulations of taxicab businesses in the community. This resolution included Statement that existing permit holders may continue to operate until a final decision is made by Board at a public hearing.	Approved and copy herein incorporated.

Meeting adjourned at 9:30 a.m.

David J. Kiest
David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, JAN. 16, 1985

Department of Public Works
Office of the Board
Room 910, City County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1.	Received pay request from Bonar and Associates Inc. for professional services performed on General Motors Plant Ground Storage Water Reservoir & Pumping Facilities, Division W-1 in the amount of $28,000.00 per agreement dated 11/7/84.	Approved and forwarded to City Utilities to be charged to Water Utility Fund as per their contract.
2.	Received inquiry from Preload Technology, Inc. regarding Escrow Account for Contract 84-W-1, Northwest Reservoir.	Please see Page 153, Paragraph 2 of this book. The amount of $650.00 to be paid to escrow account instead of figure shown paid.
3.	Received pay request #4 for Res. #5998-84, Second Street Curbwalk & Street Widening, B.O. 20-84 from Wayne Asphalt & Const. Co. in the amount of $5,364.58.	Approved and forwarded to Civil City charged to Appropriation No. 1-38-972-004-24-431 per P.O. No. A-36327.
4.	Received pay request #5 for Res. #5998-84, Second Street Curbwalk & Street Widening, B.O. 20-84 from Wayne Asphalt & Const Co. in the amount of $3,526.22.	Approved and forwarded to Civil City charged to Appropriation No. 1-38-972-004-24-431 per P.O. No. A-36327.
5.	Received Invoice No. IC-1154 in the amount of $7,397.74 from Clyde E. Williams & Associates Inc. for work performed on GM Project W-2.	Approved and forwarded to City Utilities to be charged to Work Order No. 63692.
6.	Received pay request from Hipskind Concrete Corporation in the amount of $4,064.03 for work performed on Res. #6005-84 - Hamilton Park, Phase III.	Approved and forwarded to CD & P and charged to Appropriation No. 1-95-008-HPC-04-431 per Purchase Order No. A-36966.
7.	Received pay request #3 - Res. #6006-84 for Memorial Park - Phase III, B.O. 33-84, from Hipskind Concrete Corporation in the amount of $4,752.62.	Approved and forwarded to CD&P and charged to Appropriation No. 1-95-008-MPC-04-431 per P.O. # A-36967.
8.	Received pay request from Bonar & Associates, Inc. in the amount of $6,690.00 for work performed on Ground Storage Water Reservoir & Pumping Station, S. R. 3 pursuant to Agreement dated 11/30/83.	Approved and forwarded to City Utilities for payment.
9.	Received pay request (final) from David T. Barczak for work performed on Lime Sludge Filtration Plant in the amount of $1,135.00.	Approved and forwarded to City Utilities for payment.

10.	Received pay request Invoice #76 from H.N.T.B. for engineering Services performed on WPC Plant Expansion A.W.T. C180774-03 in the amount of $1,905.30. This covers work performed Oct. 27, 1984 through November 23, 1984.	Approved and forwarded to City Utilities Accounting.
11.	Received pay request for work performed on "Reed Road-Karen Avenue" Sanitary Sewer Extension Emergency Repair. This work was performed at WPC Dept.'s request January 1 and 2, 1985 and was later determined to be beyond contract's jurisdiction. Contract number is 889-83.	Approved and forwarded to City Utilities Accounting to be paid from W. O. 72714.
12.	Received pay request for "Reed Road - Karen Avenue Sanitary Sewer Extension", B. O. 69-83 for Res. #889-83. This is for the final payment from Bercot, Inc. in the amount of $1,682.60.	Approved and forwarded to Barrett Law Office for payment.
13.	Received Sewer Construction Permit for Kenwood Sanitary Sewer from AAA Trucking and Excavating, 1532 W. Wallen Road, Fort Wayne, Indiana.	Approved and Board Order #7-85 issued.
14.	Received recommendation from Water Eng. Department that we accept Arlington Park Sec. XII, Water Main Contract 8411, W.O. 63698, as a part of the City's water system.	Approved and acceptance letter sent to Kurtz Excavating.
15.	Received recommendation from Water Eng. Department that we accept College Park Condominiums, Contract 8405, W.O. 63687, as a part of the City's water system.	Approved and acceptance letter sent to Geiger Developing Incorporation.
16.	Received an Agreement between the City of Fort Wayne, Summit Bank and Centennial Development Corporation.	Held until easements have been obtained.
17.	Received request for soil boring quotes for G.M. Southwest Interceptor S-2, Res. #408-85, with Water Pollution Control's recommendation that we issue purchase order to Materials Inspection & Testing in amount of $1,281.80, W.O. #72855.	Approved and Purchase Order issued.
18.	Received the following driveway applications. R-1-85/7713 Bisque Ct./Custom Crest Homes by Delagrange P-1-85/5818 Maurane Dr./Fox Contracting C-1-85/5818 Maurane Dr./Fox Contracting	Approved.
19.	Received recommendation that St. light order #5268 for light between 411 & 421 Grapevine not be installed. Street Lighting Department stated lighting was not warranted.	Board concurred with that agreement.
20.	Received petition for storm sewer improvement from property owners for Industrial Road.	Approved and ordered Water Pollution ordered to prepare plans & specifications.

21.	Received invoice #1997-809 from Gibson-Tourney Kim, Inc. in the amount of $11,331.10 for professional services performed through "Condition Appraisal" per Architect-Owner Agreement dated September 7, 1984, for Fort Wayne City Parking Garage Restoration.	Approved
22.	Received pay request in the amount of $4,765.42 from Phoenix Trucking Inc. for work performed on West-Gate Washington Heights Sanitary Sewer, Res. #328-80. VOID	Approved and forwarded to City Utilities to be paid from Retainage funds from Res. 328-80, Spy Run Study Area C-180599-07. VOID
23.	Received Agreement for Prebid Inspection Services between the Board of Public Works and Tank Industry Consultants for inspection and report of condition of Rollers - Hosey Dam. (Amount not to exceed $3,344.00 for exterior inspections and $2,492.00 for interior washout and inspection).	Approved. Copy herein incorporated.

Meeting adjourned at 9:35 a.m.

David J. Kiest
David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, JAN. 23, 1985

Department of Public Works
Office of the Board
Room 910, City County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1.	Received pay request for Res. #5989-83, Barr Street Improvement, B.O. #42-83, from L. W. Dailey, Inc. in the amount of $59,901.52, Invoice #6. (Base Bid)	Approved and forwarded to CD&P to be paid from Appropriation No. 138-972-BARR-4431.
2.	Received pay request for Res. #5989-83, Barr Street Improvement, B. O. #42-83 from L. W. Dailey, Inc. in the amount of $ 11,054.68, Invoice #3. (Alt. II)	Approved and forwarded to CD&P to be paid from Appropriation No. 138-972-BARR-4431.
3.	Received pay request dated August 31, 1984, from J. L. Manta, Inc. in the amount of $40,003.20 for repair and repainting on the Brooklyn-Kinsmoor Tank, Contract No. 84-W-3.	Approved and forwarded to City Utilities to be charged to W. O. #63665.
4.	Received pay request #1 Res. #6011-84, Pontiac Place Phase III, B.O. 35-84, in the amount of $12,001.50 from Gaines Construction Company.	Approved and forwarded to CD &P to be paid from Appropriation No. 1-95-008-00C-04-431 per P. O. A-37119.
5.	Received Invoice No. 7553 from the Indiana Department of Highways in the amount of $29,965.60 (Final payment) for work performed on Project RRP-00S (2).	Approved and paid from LRS Acct. 138-972-4399.
6.	Received pay request from Bonar & Associates, Inc. in the amount of $2,702.43 for soil investigations for Bluffton Road Project.	Approved and paid from LRS Acct. 138-972-3299.
7.	Received request for release of partial retainage from Bonar & Associates, Inc. to be paid to Preload Technology, Inc. for work performed on Contract 84-W-1 reducing retainage from 5% to 2%. Amount of retainage to be released is $27,441.00.	Approved and directed Escrow Agent to advance Preload $27,441.00. Escrow Agent Is Fort Wayne National Bank.
8.	Received Sewer Construction Permit from Michael A. Rohrbach for College Park Office Condominiums Phase II, Contractor - Geiger Developing.	Approved and Board Order #19-85 issued.
9.	Received Sanitary Sewer Agreement for Hobson Road South of State between Nevin E. Aiken, Arthur F. Aiken and Stephen H. Glassley and City.	Approved. Copy herein Incorporated.
10.	Received Sewer Agreement for Valley Place Section I Sanitary Sewers between North Eastern Construction Co., Inc. and the City of Fort Wayne.	Approved. Copy herein Incorporated.

11.	Received Intergovernmental Purchase and Use Agreement between Board of Commissioners of Allen County and Data Processing Agency of Allen County and the City of Fort Wayne.	Approved. Copy herein incorporated.
12.	Received the following driveway applications. C-91-84/4411 Engle Ridge Dr./Porter Const. R-2-85/824 Pinehurst Dr./Empire Homes	Approved.
13.	Received revised Water Rules & Regulations from City Utilities for Board's adoption.	Approved.
14.	Received the Plat for Hovan Park, Subdivision of Block 4 in Speedway Addition, Section 2, submitted and approved by the City Plan Commission.	Approved.
15.	Received State - Local Public Agency Agreement between the State of Indiana acting through the State Highway, Project No. MF 080, Bluffton Road in Fort Wayne from Engle Road to the St. Mary's Bridge.	Approved. Copy herein incorporated.
16.	Received request for Board approval - issuance of Purchase Order for soil borings for the G.M. Southwest Interceptor S-1 Project to Soil Testing and Engineering for $1,492.00.	Approved and purchase order issued.
17.	Received Water Contract No. 8501 for College Park Office Condominiums, Phase II, B.O. 4-85, W. O. 63756. This is between Commercial Equity and the Board of Public Works.	Approved. Copy herein incorporated.
18.	Received for our review and adoption Res. 410-85 for Evard Road - Ramblewood Drive Overflow Pump Station, B.O. 1-85.	Approved and adopted. Copy herein incorporated. Advertise dates 2/1 & 2/8/85. Rec. bids 2/20/85.
19.	Received for our review and adoption Res. 6007-84, for Southwood Park Curbs, Phase I-A, B.O. 73-84.	Approved and adopted Copy herein incorporated. Advertise dates 2/1 & 2/8/85.
20.	Received for our review and adoption Res. 6007-84 for Southwood Park Curbs, Phase I-B, B.O. 73-84.	Approved and adopted. Copy herein incorporated. Advertise dates 2/1 & 2/8/85.
21.	Received for our review and adoption Res. #407-85 Main Sewer Improvement Resolution, GM - Phase VI through VIII.	Approved and adopted. Copy herein incorporated. Advertise dates 1/25 and 2/1/85. Receive bids 2/13/85.

Meeting adjourned at 9:45 a.m.

David J. Kiester

David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos

Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour

Helen V. Gochenour, Clerk

WEDNESDAY, JAN. 30, 1985

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1. RECEIVE BIDS
   Resolution #1032-84
   Ludwig Park Water Main

   Award Contract 2/6/85.

ALL STAR CONST.	$19,145.00
BERCOT, INC.	18,553.50
JOHN DEHNER, INC.	23,463.60
LAND EXCAVATING	19,612.20
LENGACHER EXCAVATING	23,776.50
MILLER & ASSOCIATES	(didn't turn in bid)
SCHEIDLEMAN EXCAVATING	17,832.44
T-G EXCAVATING	22,935.38
TOMCO CONST.	17,877.80

Eng. Est. $22,134.10

2. RECEIVE BIDS
   Resolution #408-84
   Southwest Interceptor - GM Sewer

   Award Contract within a month to six weeks.

	Phase I	Phase II	Phase III	Phase IV
BERCOT, INC.	$252,858.00	596,364.00	195,645.00	934,514.50
JOHN DEHNER, INC.	251,216.97	620,251.54	169,420.80	747,377.40
LAND EXCAVATING	266,625.70	-	142,356.00	638,514.20
SCHEIDLEMAN EXCAVATING	226,655.06	-	143,318.73	-
T-G EXCAVATING	280,722.29	693,865.80	197,112.80	974,411.18
TOUSLEY-BIXLER	497,397.89	1,005,522.12	-	1,075.016.82
WEITZEL CONST.	290,311.60	695,302.40	147,954.25	-
WINZELER EXCAVATING	338,083.50	668,207.30	440,761.00	692,642.00
H. DEWULF MECHN. CONTR.	-	739,502.00	-	984,708.72
ALL STAR CONST.	-	-	137,841.50	-
DAILEY ASPHALT	-	-	138,770.00	-
EARTH CONST.	-	-	150,940.25	-
FLEMING EXCAVATING	-	-	133,849.25	-
Eng. Estimate	263,200.00	611,300.00	243,000.00	1,251,500.00

3.	Received pay request on Lafayette Corridor Improvements, Resolution #5992-85, Invoice #8937 from Lawn & Turf Landscaping in the amount of $7,119.85. This is a final payment.	Approved and forwarded to City Utilities for payment.
4.	Received pay request from Moellering Construction Company, Inc. in the amount of $100.00 for work done on Federal Railroad Project - Washington Blvd.	Approved and paid from LRS 0018.
5.	Received pay request from Michael Gaines Construction for Miscellaneous Invitational Construction Projects, (1) 633 Prospect Avenue, Portion of alley at rear of property (B.O. 138-84). Remainder of work will be constructed in sping of 1985.	Approved and paid from Civil City.
6.	Received Memorandum of Agreement, Rental Agreement between the Board of Public Works and the Allen County Board of Commissioners for leasing to County twenty (20) parking spaces on Clinton Street Old Fort Parking Lot for term of one year beginning January 1, 1985.	Approved.
7.	Received recommendation from Water Pollution Control Engineering to accept Wells Street Commercial Center Sanitary Sewer as a part of the City's integral sewer system.	Approved and acceptance letter sent to Richard Ebnit, Contractor.
8.	Received recommendation from Water Engineering to accept Ludwig Road Water Main, Contract 84-XP-1, Division C, W. O. 63673, B.O. 77-83, EDA #06-01-01959, as a part of the City's intergral water system.	Approved and acceptance letter sent to All Star Construction and Excavating, Inc.
9.	Received recommendation from Water Engineering to accept Cook Road-Huguenard Road. Water Contract 84-XP-1, Div. B, W.O. 63672, B.O. 77-83, EDA # 06-01-01959.	Approved and acceptance letter sent to All Star Construction & Excavating, Inc.
10.	Received the following driveway application: P-2-85/5770 St. Joe Road/Asphalt Control, Inc.	Approved.
11.	Received a petition from property owners on Southview for storm sewer investigation.	Approved and forwarded to Water Pollution Control Engineering for their investigation.
12.	Received Agreement for Sewer Extension for Oakmont Sanitary Sewer.	Approved and forwarded to Water Pollution Control for their recording.
13.	Received Indemnity Agreement between Schenkel Construction, Inc. and City of Ft. Wayne. This agreement is regards to Resolution No. 5996-83, Downtown Street Trees.	Approved.

Meeting adjourned at 10:00 a.m.

David J. Kiester

David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos

Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour

Helen V. Gochenour, Clerk

PUBLIC HEARING
THURSDAY, JANUARY 31, 1985

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 3:30 p.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1. Hearing on Spruce Drive Sanitary Sewer Extension - Res. #409-84.	Time up to receive remonstrances February 11, 1985 at 5:00 p.m.
2. Final Hearing on Assessment Roll for Seddlemeyer Avenue - Res. #892-84	Confirmed and ordered sent to the Department of Finance.
3. Hearing on State Street Widening.	Confirmed. Resolution adopted for same and herein incorporated.

Hearing adjourned at 4:15 p.m.

David J. Kiest
David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, FEB. 6, 1985

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1. RECEIVE BIDS:

Resolution 85-XP-1
Moeller Road - Meyer Road Feeder Main

ALL STAR EXCAVATING	$78,474.85
BERCOT, INC.	79,963.00
JOHN DEHNER, INC.	84,266.75
EARTH CONST.	82,778.75
HRP CONST.	90,961.00
LAND, INC.	80,594.50
SCHEIDLEMAN EXCAVATING	75,797.25
T-G EXCAVATING	89,782.50
Eng. Est.	73,940.00

Award Contract Friday 2/8/85. Ordered Water Engineering Department to tabulate bids and report.

2. RECEIVE BIDS:

Resolution 406-84
Lincolndale Sanitary Sewer

ALL STAR EXCAVATING	$270,536.50
BERCOT, INC.	304,738.75
JOHN DEHNER, INC.	350,000.00
HRP CONST.	304,785.00
LAND, INC.	313,806.25
T-G EXCAVATING	306,887.35
Eng. Est.	322,664.00

Award Contract Friday 2/8/85. Ordered Water Pollution Control Engineering Department to tabulate and report.

3. AWARD CONTRACT:

Received tabulation and recommendation prepared by Water Engineering Department for Res. #1032-84, Ludwig Park Water Main.

Contract awarded to Scheidleman Excavating, Inc. in the amount of $17,832.44. Ordered Water Engineering Department to prepare contracts.

4. Received pay request from Schenkel Const. for work performed on Res. #5996-83, Downtown Tree Planting, in the amount of $485.00.

Approved and ordered payment from CD & P.

4.	Received pay request from Schenkel Const. for retainage on Downtown Tree Planting, Res. #5996-83, in the amount of $1,823.80.	Approved and ordered payment from CD & P.
5.	Received recommendation from Water Pollution Control Engineering that we accept Sawmill Woods Sec. II Storm Sewer, B.O. 45-84 as part of the City's sewer system.	Approved and acceptance letter sent to Geiger Developing, Inc.
6.	Received recommendation from Water Pollution Control Engineering that we accept First Church of the Nazarene Sanitary Sewer, B.O. 67-84, as part of the City's sewer system.	Approved and acceptance letter sent to Bercot-Gibson Construction Co.
7.	Received recommendation from Water Pollution Control Engineering that we accept Congressionsal Park, Sec. II as part of the City's sewer system.	Approved and acceptance letter sent to Huguenard Corporation.
8.	Received recommendation from Water Pollution Control Engineering that we accept Hovan Park Sanitary Sewer, B.O. 123-84 as part of the City's sewer system.	Approved and acceptance letter sent to Brooks Construction.
9.	Received recommendation from Water Engineering that we accept Lima Road Water Main - Contract 84-XP-1, Division A as part of the City's water system.	Approved and acceptance letter sent to Bercot, Inc.
10.	Received pay request from McNamee Porter & Seeley, Partial Payment #2 in the amount of $22,512.22 for General Motors, Phase S-1 for Consulting Engineer's fees.	Approved and forwarded to City Utilities to be extracted from Sanitary Sewer Fund anc charged against Work Order 72855.
11.	Received pay request Invoice No. 85-0302 from Materials Inspection and Testing, Inc. dated January 24, 1985 in the amount of $1,400.00 for soils borings - Southwest Reservoir, Contract 85-W-1. The soil borings were requested by Bonar & Associates.	Approved and forwarded to City Utilities and charged to W.O. 63757.
12.	Received Municipal Warranty Deed between City & I & M whereas City conveys and specially warrants to Indiana & Michigan Electric Company real estate lying and being situated S. 93 feet of Lot Number 8 in Centliver's Addition.	Approved and copy herein incorporated.
13.	Received authorization for additional services for Bonar on Bluffton Road Improvement Project, No. M-F 080 in the amount of $9,441.97 to be added.	Approved.
14.	Received request for public hearing for final assessment roll confirmation on Reed Road - Karen Avenue Sanitary Sewer Resolution, Res. #889-83.	Advertisement Notice of Assessment 2/15/85 and 2/22/85 with Public Hearing scheduled March 7, 1985 at 3:30 p.m.
15.	Received lease between Mr. Steve's Rental of Indiana, Inc. and the Board of Public Works for vacant lot at Southwest corner of Pontiac and Calhoun Streets, commonly known as 2702 South Calhoun Street, Fort Wayne, Indiana.	Approved and copy herein incorporated.

16. Received Agreement for Road Construction between Allen County Commissioners and City for improvement of Thomas Road at or near it's intersection with Illinois Road.	Approved and herein incorporated.
17. Received the following driveway application: P-3-85/3805 Reynolds Street/Wayne Cooley, Inc.	Approved.

Meeting adjourned at 10:00 a.m.

David J Kiest
David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

FEBRUARY 8, 1985

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1. AWARD CONTRACT: Received recommendation and tabulation from Water Engineering Department to award Contract 85-XP-1, Moeller Road - Meyer Rd. Feeder Main to Scheidleman Exc. Inc.	Awarded to Scheidleman Excavating, Inc. in the amount of $75,797.25. Ordered Water Engineering Deparment to prepare contracts.
2. AWARD CONTRACT: Received recommendation and tabulation from Water Pollution Control to award Res. #406-84 Lincolndale Sanitary Sewer to All Star Const. & Excavating in the amount of $270,536.	Awarded to All Star Construction & Excavating in the amount of $270,535.50. Ordered Water Pollution Control to prepare contracts.

Meeting adjourned at 9:15 a.m.

David J Kiest
David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, FEB. 13, 1985

Department of Public Works and Safety
Office of the Board
Room 910, City County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1. RECEIVE BIDS:

Contract to be awarded 3/6/85.

Res. #407-85 - Southwest Interceptor, S-1
Phases VI, VII, VIII

	VI	VII	VIII
BERCOT	$1,239,465.00	$1,670,813.00	$216,226.00
JOHN DEHNER	854,742.03	1,169,482.21	115,079.62
EARTH CONST.			105,094.30
HRP CONST.	1,118,141.55	1,443,484.24	
HITZFIELD EXC.			118,677.35
LAND, INC.			118,390.00
T-G EXCAVATING	968,336.48	1,286.642.80	184,282.30
WINZELER EXC.	849,429.20	1,197,317.40	161,954.50
E. S. WAGNER	899,512.85	1,265,909.80	
Engs. Est.	1,464,350.00	1,560,000.00	234,000.00

2. The Board confirmed Res. #409-84, Spruce Drive Sanitary Sewer. No remonstrances were filed.	Confirmed. Advertisement Notice to Contractors 2/22 & 2/29/85 with dates to receive bids 3/6/85. Ordered WPC Eng. to prepare plans and specifications.
3. Received pay request Invoice #77 from HNTB for engineering services on W.P.C. Plant Expansion A.W.T. C180774-03. This covers period of Nov. 24 through Dec. 21, 1984 in the amount of $1,914.88.	Approved and forwarded to City Utilities for payment.
4. Received pay request #9 submitted by Bonar & Associates payable to Preload Technology, Inc. for work performed on Water Contract 84-W-1, Northwest Pump Station, in the amount of $2,375.52. Pay to Escrow Agent $48.48 (Fort Wayne National Bank.	Approved and forwarded to City Utilities for payment and charged to Work Order #63631 revised.
5. Received pay request #8 submitted by Bonar & Associates payable to Indiana Construction Corporation in the amount of $103,674.00. Pay to Escrow Agent $5,456.00.	Approved and forwarded to City Utilities for payment and charged to Work Order 63631.

6.	Received pay request #1 submitted from HNTB for general engineering services as related to the Original Div. 1 project AWT - WPC Plant Expansion, and also future computerization. This invoice is in the amount of $1,100.89. (C-180774-03)	Approved and forwarded to City Utilities for payment.
7.	Received pay request #5 from Bercot, Inc. for Lima Road Water Main Contract 84-XP-1, Division A, B.O. 77-83, retainage in the amount of $26,609.59.	Approved and forwarded to City Utilities for payment and charged to W.O. 63671.
8.	Received pay request Invoice #IC-1208 dated January 30, 1985, from Clyde E. Williams & Associates, Inc, in the amount of $11,295.02 for professional engineering services on GM Project, Div. W-2.	Approved and forwarded to City Utilities for payment and charged to W.O. 63692.
9.	Received pay request from Gibson-Tourney-Kim Inc. for professional services performed on Fort Wayne City Parking Garage Restoration in the amount of $17,182.60.	Approved and forwarded to Controller to be paid from Revenue Funds.
10.	Received recommendation from Water Eng. Department that we accept Congressional Park Sec. II, Contract 8410 - B.O. 182-82 as part of the city's water system.	Approved and letter of acceptance sent to Ronald E. Huguenard Corp.
11.	Received City Utilities Contract for Special Consultant Services between Board of Public Works and Safety (acting for City Utilities) and James E. Scott, Consultant. This agreement is for Consulting Services for upgrading etc. of computerized billing system.	Approved and copy herein incorporated.
12.	Received request from Thelma Graham, Chairperson of Quarter Century Club for annual dinner meeting to be held on Friday, May, 10, 1985 at Lester's Party Room.	Approved.
13.	Received signed Contract No. 406-84, Lincolndale Sanitary Sewer between City and All Star Const. & Excavating in the amount of $270,536.50.	Approved and forwarded to Common Council Feb. 27, 1985.
14.	Received prepared Resolution of the Board of Public Works & Safety of the City of Fort Wayne, Indiana empowering the Board to declare a "Snow Alert".	Approved and copy herein incorporated. Ordinance submitted to Common Council.
15.	Received pay request Partial Payment #3 in the amount of $18,685.55 from Owens-Russell, Inc. for work performed on "General Motors" Phase S-2 Res. 408-84.	Approved and forwarded to City Utilities and charged to W.O. 72855.
16.	Received pay request Partial Payment #3 for work performed on "Allen County Flood Control Gates" Res. #401-1984 from John Dehner, Inc. in the amount of $10,890.00.	Approved and forwarded to City Utilities and charged to W.O. 72762.
17.	Received the following driveway permits. R-3-85/7004 Ordway/Carriage Place Homes R-4-85/2510 Knollridge/Carriage " " R-5-85/2516 Knollridge/ " " " R-6-85/7003 Morningknoll/ " " " P-33-84/1620 St. Joe River Dr./ Leichty & Assoc.	Approved.

18.	Received recommendation from Water Engineering Department that Water Maintenance perform work on Phase I of Hillcrest Addition Water Main Replacement project. Replacement would cost $65,378 if done by Water Maintenance forces. The cost would be $95,237.00 if it is to be replaced by contractor.	Board recommends that Water Eng. go out for bids on this project.

Hearing adjourned at 9:30 p.m.

David J. Kiest
David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, FEB. 20, 1985

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
Cosette R. Simon, Member
L. D. Consalvos, Member

1. RECEIVE BIDS:

   Resolution 410-85
   Evard Road - Ramblewood Drive Overflow Pump Station

AWARD CONTRACT
Board to take under advisement

BERCOT, INC.	$67,590.00
JONES BROS CONST.	33,586.60
LENGACHER EXC.	44,075.00
T-G EXCAVATING	40,418.80
Eng. Est.	33,505.00

2. RECEIVE BIDS:

   Resolution 6007-84
   Southwood Park Phase I-A

AWARD CONTRACT Wed. 2/27/85

DAILEY ASPHALT	90,877.00
JOHN DEHNER, INC.	107,030.05
RIETH-RILEY	97,374.65
TOMCO CONST.	89,333.40
Eng. Est.	95,080.00

3. RECEIVE BIDS:

   Resolution 6007-84
   Southwood Park Phase I-B

AWARD CONTRACT Wed. 2/27/85

DAILEY ASPHALT	86,946.80
JOHN DEHNER, INC.	111,352.20
RIETH-RILEY	99,999.60
Eng. Est.	99,959.50

4. Received pay request from Chelsea Two, Inc. for the amount of $2,593.86 for the oversizing of Arlington Park, Sec. XII, Water Main Contract No. 8411B, B.O. 163-84.

   Approved and forwarded to City Utilities to be charged to Work Order 62698.

5. Received pay request final payment Invoice No. 4 received from All Star Const. & Excavating for work performed on Ludwig Road Water Main Contract No. 84-XP-1, Div. C, B.O. 77-83, EDA 06-01-01959. This certificate of Claim is in the amount of $10,469.07 for retainage.

   Approved and forwarded to City Utilities to be charged to Work Order 63673.

6.	Received pay request #6 for work performed on Water Contract 84-XP-1, Div. B., Cook Road-Huguenard Road Water Main, from All Star Construction and Excavating, Co., Inc. for retainage payment $46,046.34 to be dispersed as follows: $11,500 to be held $34,546.34 to All Star.	Approved and forwarded to City Utilities to be charged to Work Order #63672.
7.	Received pay request Invoice #85-0308 from Materials Inspection and Testing, Inc. in the amount of $1,400.00 for work performed on GM Water Project Div. W-1.	Approved and forwarded to City Utilities and charged to W.O. #63692.
8.	Received pay request Partial Payment #5 from Pitometer Associates for work performed on Pitometer Study thru January in the amount of $3,562.50.	Approved and forwarded to City Utilities to be charged to Work Order #63678.
9.	Received City Utilities Write Offs from General Accounting. This request was for approval to write the accounts off to the reserves.	Approved.
10.	Received the following sidewalk permits. 1191/7003 Morningknoll Dr./Carriage Pl. Homes, Inc. 1192/2516 Knollridge Dr./Carriage Pl. Homes, Inc. 1193/2510 Knollridge Dr./Carriage Pl. Homes, Inc. 1194/7004 Ordway Drive/Carriage Pl. Homes, Inc.	Approved.
11.	Received Sewer Construction Permit for Foxchase, Sec. II from Artisans-Stauffer, Inc. with construction to be performed by Geiger Excavating.	Approved and Board Order issued, B.O. 33-85.
12.	Received Resolution regarding Hefner Chevrolet's desire to utilize City's right of way.	Approved and copy herein incorporated.
13.	Received prepared contract for Moeller Road-Meyer Road Feeder Main, 85-XP-1 in the amount of $75,797.25 awarded to Scheidleman Excavating.	Approved and sent to Common Council Feb. 27, 1985.
14.	Received prepared contract for Res. #1032-84, Ludwig Park Water Main, Scheidleman Excavating Contractor, in the amount of $17,832.44.	Approved and sent to Common Council Feb. 27, 1985.
15.	Received Lease Agreement between City of Fort Wayne and Fort Wayne Center Associates, LTD, and Hardin International for temporary office space in Phase I Civic Center Parking Garage.	Approved and copy herein incorporated.
16.	Received agreement between Fort Wayne Redevelopment Commision and Fort Wayne Orthopaedic Surgeons, Inc. concerning real estate located at SW corner of Lafayette and Superior Sts.	Approved and copy herein incorporated.

Meeting adjourned at 9:30 a.m.

David J. Kiest

David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos

Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour

Helen V. Gochenour, Clerk

WEDNESDAY, FEB. 27, 1985

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
Cosette R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1. RECEIVE BIDS:	Award Contract March 8, 1985

Resolution 74-150-2
Summit Park

	PHASE I - V	PHASE VI
T-G EXCAVATING	$1,745,870.29	$25,332.00
JOHN DEHNER	1,949.289.31	20,350.00
BERCOT, INC.	2,077,317.90	31,000.00
FLEMING EXC.	1,719,248.46	17,500.00
LEININGER EXC.	-	14,800.00
Eng. Est.	1,752,283.35	27,100.00

2. Received Water Contract No. 8502, Foxchase Condominiums, Phase II, B.O. 32-85, W. O. 63768. Artisans-Stauffer, Inc. is the developer	Approved.
3. Received a petition for drainage on Smith Street From McKinnie Street to Capitol.	Approved and B.O. 34-85 issued. Forwarded to WPC Eng. for their investigation.
4. Received a petition for drainage in Rolling Green and Wildrose Addition.	Approved and B.O. 35-85 issued. Forwarded to WPC Eng. for their investigation.
5. Received pay request from McNamee, Porter & Seeley, Consulting Engineers, Partial Payment #3 for work performed on General Motors, Phase S-1 in the amount of $23,353.28.	Approved and forwarded to City Utilities for payment to be charged to W.O. 72855.

Meeting adjourned at 9:30 a.m.

David J. Kiest
David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

THURSDAY, FEB. 28, 1985

Department of Public Works
Office of the Board
Room 910, City-County Building
Hearing held at 2:00 p.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

1. RECEIVE BIDS: Former Naval Reserve Training Building and land on Dwenger Avenue COMPONENT ENGINEERING & SALES CO. INC. $1,895.90	Bid rejected.
2. Received certification of resolution authorizing transfer of real estate to Redevelopment Commission and approval of Agreement (Exhibit B) between City and Redevelopment Commission.	Approved and copy herein incorporated.

Meeting adjourned at 2:20 p.m.

David J. Kiest
David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, MARCH 6, 1985

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
Cosette R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1. RECEIVE BIDS:

Board to take under advisement.

Res. 408-85 Phase V Southwest Interceptor S-2

CONTRACTOR	Total Phase V base bid with alternate type "A" pumps	Total Phase V alternate type "B" pumps	Total Phase V voluntary Alt. "C" type
BERCOT, INC.	$170,839.35	181,239.35	169,519.35
BOWEN ENG. CORP.	171,900.00	183,880.00	173,780.00
JOHN DEHNER, INC.	183,537.00	192,081.00	192,597.00
IND. CONST.	161,068.00	170,210.00	161,698.00
JSH, INC.	204,900.00	213,900.00	203,900.00
SHAMBAUGH & SON	168,352.00	177,352.00	167,352.00
T-G EXC.	167,163.00	173,499.00	165,823.00
Eng. Est.	166,500.00		

2. AWARD CONTRACT

Received tabulation and recommendation prepared by Water Pollution Control Engineering for Res. #407-85, Southwest Interceptor S-1, Phase VI & VII.

Phase VI-Winzeler Exc. $ 849,429.20
Phase VII-John Dehner $ 1,169,482.21

3. AWARD CONTRACT

Received tabulation and recommendation prepared by Water Pollution Control Engineering for Res. #408-85, Southwest Interceptor S-2, Phase I, II, III & IV.

Phase I-Scheidleman	$ 226,655.06
II-Bercot, Inc.	596,364.00
III-Fleming Exc.	133,849.25
IV-Land Exc.	683,514.20

4. AWARD CONTRACT

Received tabulation and recommendation prepared by Street Engineering for Res. 6007-84 Phase I-A.

Awarded to
Tomco Construction Co., Inc.
in the amount of $89,383.40.

5. Received pay request Partial Payment #4 received from All Star Construction & Excavating, Inc., for work performed on Spanish Trail/Cadena Water Main Extension, Contract No. 8307 in the amount of $2,746.88

Approved and forwarded to City Utilities for payment and charged to Work Order #63641.

6. Received pay request #3 for Contract 83-XP-2, Partial Payment #3 and final for Maplecrest Feeder Main in the amount of $4,937.50 from All Star Construction and Excavating, Inc.	Approved and forwarded to City Utilities and charged to Work Order #63602.
7. Received pay requests on Crescent Avenue improvements - Project M-F-312 from Clyde E. Williams & Associates dated Jan. 8, 1985, Invoice No. IC9130 in the amount of $3,208.79 & Invoice No. IC 9139 dated Feb. 1, 1985 in the amount of $3,746.31.	Approved and paid from LR&S Acct. #138-972-0006-4431.
8. Received pay request from Bonar & Associates #3190 for work performed on Hobson/State Intersection in the amount of $3,300.00	Approved and paid from LR&S Acct. #138-972-0026-4431.
9. Received pay request invoice 3185 from Bonar & Associates in the amount of $72,019.50 for work performed on State Blvd. Project M-F 568 (2).	Approved and paid from LR&S Acct. #138-972-0021-4431.
10. Received pay request Invoice #78 from HNTB for Engineering Services for WPC Plant AWT (C180774-03) in the amount of $1,780.20 and also Invoice #2 for future computerization in amount of $1,994.64.	Approved and forwarded to City Utilities for payment and charged to C-18774-03.
11. Received pay request Invoice #3169 dated February 20, 1985 from Bonar & Associates in the amount of $22,000 for work performed on Contracts No. 85-W-1 and 85-W-2. (GM)	Approved and forwarded to City Utilities for payment and charged to W. O. 63657.
12. Received pay request Invoice #1485 dated February 21, 1985 from Beam, Longest and Neff, Inc., in the amount of $5,912.44 for work performed on GM Project Div. W-3, Contract No. 85-W-3.	Approved and forwarded to City Utilities for payment and charged to W.O. 63755.
13. Received Sewer Construction Permit for College Park Section II Storm Sewer - Geiger Developing Inc. Contractor.	Approved and Board Order No. 37-85 issued.
14. Received petition for street lighting at 2900 block of Pinewood Drive.	Approved and forwarded to Street Lighting for their investigation.
15. Received pay request Invoice #3193 from Bonar & Associates Invoice #3193 dated February 28, 1985 in the amount of $1400.00 for work performed on Northwest Reservoir & Pump Station, Contract 84-W-1.	Approved and forwarded to City Utilities for payment and charged to Work Order 63631.
16. Received Alley Vacation for Hamilton's Fourth Addition, petitioner CMK and Charles H. Sanderson and Gloria D. Sanderson. <ins>RESOLUTION #74-188-16</ins>	Approved and copy herein incorporated.

17.	Received the following driveway permits. R-7-85/806 Easton Trail/Custom Crest Homes R-8-85/810 Easton Trail/Custom Crest Homes	Approved.
18.	Received agreement by and between Spears-Dehner, Inc. and the City of Fort Wayne regarding Lincolndale Addition Sanitary Sewer.	Approved and copy herein incorporated.
19.	Received Amendment Agreement between the City and Bus Huts regarding addition to August 4, 1978 agreement to bus stop shelters erected in the Transit Mall and payments relating to Transit Mall.	Approved and copy herein incorporated.

Meeting adjourned at 9:30 a.m.

David J. Kiest

David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos

Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour

Helen V. Gochenour, Clerk

Thur. March 7, 1985

Department of Public Works
Office of the Board
Room 910, City-County Building
Hearing held at 3:30 p.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1. HEARING ON CONFIRMATION OF ASSESSMENT ROLL — Hearing Continued.

Res. #889-83-Sanitary Sewer Extension for the installation of Sanitary Sewer in area of Reed Road and Karen Avenue between Eastwick Drive and Woodstock Drive.

Meeting adjourned at 4:00 p.m.

David J. Kiester
David J. Kiester, Member

Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

FRIDAY, MARCH 8, 1985

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1. AWARD CONTRACT
   Res. 74-150-2 - Summit Park

   Received tabulation and recommendation from respective departments for above project.

Contract awarded pending EDA approval as follows to Fleming Excavating Inc.

1)	Phase I - Base Bid	- $ 105,645.00
	Phase I - Alt. #1	15,805.00
	Phase I TOTAL	$ 121,450.00
2)	Phase II - Base Bid	28,725.00
	Phase II - Alt. #1	24,075.00
	Phase II TOTAL	52,800.00
3)	Phase III-Base Bid	522,974.06
	Phase III-Alt. #1	167,260.58
	Phase III TOTAL	690,234.64
4)	Phase IV - Base Only	186,000.00
5)	Phase V - Base Bid	403,867.82
	Phase V - Alt. #1	27,309.76
	Phase V - TOTAL	431,177.58
	TOTAL BASE BID	1,247.211.88
	TOTAL Alt. #1	234,450.34
	Fleming Exc., Inc. TOTAL Contract	$1,481,662.22

Phase VI - Offsite Ditch
Contract awarded to
Leininger Excavating, Inc.
in the amount of $ 14,800.00

Total for Phase I - VI $1,496,462.22

Meeting adjourned at 9:30 a.m.

David J. Kiest
David J. Kiester, Member

Cosette R. Simon
Cosette R. Simon, Member

Lawrence D. Consalvos
Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

TUESDAY, MARCH 12, 1985

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1. AWARD CONTRACT

Received recommendation and tabulation from WPC Engineering for Southwest Interceptor S-2, G.M. Sewer, Res. 408-85, Phase V.

Award Contract to Indiana Const. in the amount of $161,086.00.

Prior Approval Requested.

Ordered WPC Engineering Department to prepare contracts.

Meeting adjourned at 9:15 a.m.

David J Kiesl
David J. Kiester, Member

Cosette R. Simon
Cosette R. Simon, Member

Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, MARCH 13, 1985

Department of Public Works
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1. RECEIVE BIDS: Award Contracts 3/20/85.

Resolution 409-84
Spruce Drive Sanitary Sewer

ALL STAR CONST.	60,813.60
BERCOT, INC.	67,319.00
BUTLER & BUTLER	86,840.00
DAILEY ASPHALT	67,495.00
EARTH CONST.	61,946.50
HRP CONST.	82,808.00
JONES BROS. CONST.	93,703.00
LAND INC.	68,970.00
LENGACHER EXC.	73,495.00
SCHEIDLEMAN EXC.	61,949.46
T-G EXC.	69,074.00
TOMCO CONST.	65,585.00
Eng. Est.	73,000.00

2. RECEIVE BIDS: Award Contracts 3/18/85.

Contract 85-W-3
Elevated Storage Tank - Div. 3

HYDROSTORAGE	863,330.00
NA-CON	1,283,600.00
UNIVERSAL TANK & IRON WORKS	981,621.00
Eng. Est.	1,294.920.00

3. RECEIVE BIDS: Award Contracts 3/18/85.

Contract 85-XP-4
Indianapolis Rd. Div. 2 Feeder Main 30"

ALL STAR CONST.	769,738.47
BERCOT, INC.	784,269.10
JOHN DEHNER, INC.	695,919.50 - alt. 715,304.32
H. DeWULF	794,304.90

E. S. WAGNER	797,353.95 - Alt. 768-083-80
HRP CONST.	837,469.95
PRAIRIE LAND CONST.	761,369.00
T-G EXCAVATING	688,017.20
WEITZEL CONST.	720,318.95 - Alt. 698,493.20
WINZELER EXC.	852,121.75
Eng. Est.	911,108.00

4.	RECEIVE BIDS:	Award Contracts 3/18/85.

Contract 85-XP-5
Indianapolis, Lafayette, Feightner Roads
Feeder Main Div. 2 24"

BERCOT, INC.	568,403.60
JOHN DEHNER, INC.	502,899.16 - Alt. 544,596.85
H. DeWULF MECHAN. CONTR.	605,937.00
E. S. WAGNER CO.	566,178.00 - Alt. 571,033.00
HRP CONST.	612,012.50
LAND, INC.	505,482.50
PRAIRIE LAND CONST.	552,140.00
T-G EXCAVATING	475,484.35
WEITZEL CONST.	484,684.00 - Alt. 488,762.50
WINZELER EXC.	640,044.00
Eng. Est.	701,636.00

5.	AWARD CONTRACT: Received tabulation and recommendation prepared by Street Engineering Department for Resolution 6007-84 I-B -Southwood Park	Awarded to Dailey Asphalt Products in the amount of $86,946.80. Ordered Street Engineering to prepare contracts.
6.	Received recommendation from Water Engineering Department that Maplecrest Feeder Main - Contract 83-XP-2, become a part of the City's water system.	Approved and acceptance letter written to All Star Construction & Excavating.
7.	Received Sewer Construction Permit from Z. K. Tazian Assoc. Inc. for Longwood, Section II, Phase 4 Sewer.	Approved and B.O. 38-85 issued.
8.	Received petition for sidewalk in front of Shawnee Jr. High School.	Approved and B.O. 39-85 issued.
9.	Received recommendation from WPC Engineering Department that Allenwood Sanitary Sewer become a part of the City's sewer system.	Approved and acceptance letter written to Carl Wannemacher with copy to Dave McHenry Backhoe Service.
10.	Received Sewer Construction Permit for Waterford Park Sanitary Sewer from Windsor Builders, Inc.	Approved and B.O. 40-85 issued.

11.	Received Agreement between City and City Utilities and the Fort Wayne Redevelopment Commission - Exhibit "B" regarding Summit Industrial Park Renewal Project.	Approved and copy herein incorporated.
12.	Received Improvement Resolution No. 6012-85 for improvement of Clinton Street Parking Facility, 915 S. Clinton Street, for the City of Fort Wayne, Ind.	Approved and copy herein incorporated.
13.	Received Warranty Deed conveying and warranting to the Fort Wayne Redevelopment Commision parcel of land for use for Summit Industrial Park.	Approved and copy herein incorporated.

Meeting adjourned at 10:00 a.m.

David J. Kiest

David J. Kiester, Member

Cosette R. Simon

Cosette R. Simon, Member

Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour

Helen V. Gochenour, Clerk

MONDAY, MARCH 18, 1985

Department of Public Works & Safety
Office of the Board
Room 910, City County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1. AWARD CONTRACT:

   Received tabulation and recommendation from Water Engineering Department for GM Water Contract 85-W-3, Elevated Water Storage Tank.

   Awarded Contract to Hydrostorage, Inc. in the amount of $863,330.00.

2. AWARD CONTRACT:

   Received tabulation and recommendation from Water Engineering Department for GM Water Contract 85-XP-4 - Indianapolis Road - 30" Feeder Main.

   Awarded Contract to T-G Excavating in amount of $688,017.17.

3. AWARD CONTRACT:

   Received tabulation and recommendation from Water Engineering Department for GM Water Contract 85-XP-5 - Indianapolis, Lafayette Center Rds. 24" Feeder Main.

   Awarded Contract to T-G Excavating in the amount of $475,484.35.

Meeting adjourned at 9:20 a.m.

David J. Kiel
David J. Kiester, Member

Cosette R. Simon
Cosette R. Simon, Member

Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY, MARCH 20, 1985

Department of Public Works
Office of the Board
Room 910, City-County Building

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1. RECEIVED BIDS:

AWARD CONTRACT March 25, 1985.

GM - Div. I - Contract 85-W-1
4.0 M Gallon Reservoir

NATGUN CORPORATION	$968,900.00
PRELOAD	998,737.00
Eng. Est.	1,075,000.00

2. RECEIVE BIDS:

AWARD CONTRACT March 25, 1985.

GM - Div. I - Contract 85-W-2
Southwest Pumping Station
Ferguson & Smith Road

ROBT. HENRY CORP.	555,400.00
INDIANA CONST.	581,700.00
SHAMBAUGH & SON	568,887.00
Eng. Est.	450,000.00

3. AWARD CONTRACT:

Received recommendation and tabulation from Water Pollution Control for Res. 410-85 Evard Road - Ramblewood Drive Overflow Pump Station.

Awarded to T-G Excavating, Inc, in the amount of $40,418.00.

4. AWARD CONTRACT:

Received recommendation and tabulation from Water Pollution Control for Res. 409-84 Spruce Drive Sewer Project.

Awarded to All Star Construction in the amount of $60,813.60.

5. Received Invoice No. 4204 from Land, Inc. for work performed on Sluice Gate Installation Res. 398-84, $9,738.90.

Approved and forwarded to City Utilities to be charged to City Utilities Funds.

6. Received pay request from Bonar & Associates Inc. (Final Invoice) for work performed on Bluffton Road Project M-F080(1) in the amount of $11,024.17.

Approved.

7. Received pay request #4 for Res. 5989-83 - Barr Street Improvements (Alternate II) from L. W. Dailey in the amount of $1,930.57.

Approved and forwarded to CD&P to be paid from Appropriation No. 138-972-BARR-4431.

9.	Received pay request #7 in the amount of $17,387.05 for work completed on the Resolution #5989-83 - Barr Street Improvements (Base Bid) from L. W. Dailey.	Approved and forwarded to CD&P for payment from Appropriation #138-972-BARR-4431.
10.	Received recommendation from Water Engineering Dept. that we accept Spanish Trail/Cadena Lane Water Main Extension, Contract No. 8307, B.O. 122-83, as part of the City's Water System.	Approved and acceptance letter sent to All Star Construction & Excavating, Inc.
11.	Received Notice of Water Main Extension for Ludwig Road - Contract 84-XP-1, Div. C, W. O. 63673, B.O. 77-83.	Approved and forwarded to Water Engineering to be duly recorded. A true copy will be herein incorporated.
12.	Received Notice of Water Main Extension for Lima Road - Contract 84-XP-1, Div. A, W.O. 63671, B.O. 77-83	Approved and forwarded to Water Engineering to be duly recorded. A true copy will be herein incorporated.
13.	Received Notice of Water Main Extension for Cook Road - Contract No. 84-XP-1, Div. B, W. O. 63672, B.O. 77-83.	Approved and forwarded to Water Engineering to be duly recorded. A true copy will be herein incorporated.
14.	Received Lease Agreement for Parking Garage Office Space with Hardin International and Fort Wayne Center Associates, Inc.	Approved and copy herein incorporated.
15.	Received Contract for Optimization Study at Three Rivers Water Filtration Plant from McNamee, Porter & Seeley, Engineers - Architects for a lump sum of $63,900.00.	Approved and copy herein incorporated.
16.	Received the following driveway permits. R-10-85/2726 Overlook Dr./AAA Trucking R-11-85/2924 Overlook Dr./AAA Trucking R-12-85/2909 Overlook Dr./AAA Trucking R-13-85/2710 Overlook Dr./AAA Trucking P-6-85/2100 Carew St./Earth Const. Co. C-7-85/2100 Carew St./Earth Const. Co.	Approved.
17.	Received the following sidewalk permit. 1195/2100 Carew St./Earth Const. Co.	Approved.
18.	Received petitions for storm sewers from Eastland Gardens.	Approved and B. O. #46-85 issued. Ordered WPC Eng. to investigate and report.
19.	Received License Agreement for tapes secured by Camp Dresser & McKee for use on the Infrastructure Management System.	Approved.

Meeting adjourned at 9:45 a.m.

David J Kiest
David J. Kiester, Member

Cosette R. Simon
Cosette R. Simon, Member

Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

MONDAY, MARCH 25, 1985

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1.	Board Confirmed Karen-Reed Sanitary Sewer Assessment Roll - Resolution 889-83.	Confirmed and ordered sent to the Department of Finance.
2.	AWARD CONTRACT: Received recommendation and tabulation from Bonar & Associates on Contract 85-W-1 - GM Div. I - 4.0 Gallon Reservoir.	Awarded Contract to Natgun Corporation in the amount of $968,900.00. Ordered Bonar & Associates to prepare contracts.
3.	AWARD CONTRACT: Received recommendation and tabulation from Bonar & Associates on Contract 85-W-2, Southwest Pumping Station.	Awarded Contract to Robert Henry Corporation in the amount of $555,400.00.

Meeting adjourned at 9:20 a.m.

David J. Kiester
David J. Kiester, Member

Cosette R. Simon
Cosette R. Simon, Member

Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour
Helen V. Gochenour, Clerk

WEDNESDAY MARCH 27, 1985

Department of Public Works & Safety
Office of the Board
Room 910, City-County Building
Meeting held at 9:00 a.m.

D. J. Kiester, Member
C. R. Simon, Member
L. D. Consalvos, Member

Helen V. Gochenour, Clerk

1.	Received pay request Invoice No. 2 for Res. 6011-84 Pontiac Place, Phase III, B.O. #35-84, from Gaines Construction Co., Inc. in the amount of $5,991.75.	Approved and ordered paid from CD&P Appropriation #1-95-008-PPC-04-431.
2.	Received Invoice #IC-1311 dated March 15, 1985, from Clyde E. Williams & Associates, Inc., in the amount of $21,404,57 for work performed on GM Project - Div. W-2, Partial payment #2 - Contracts No. 85-XP-2, 3, 4, 5, 6.	Approved and forwarded to City Utilities to be charged to W. O. 63763.
3.	Received Invoice #1122 dated March 18, from Beam Longest & Neff, Inc., in the amount of $9,332.28 for work performed on GM Project - Div. W-3 Partial Payment #2 - Engineering Services Contract 85-W-3.	Approved and forwarded to City Utilities to be charged to W.O. 63755.
4.	Received pay request from Gibson, Tourney, Kim, Inc. to professional services performed on the construction documents for Fort Wayne City Parking Garage Restoration, in the amount of $13,454.17. (Clinton Street)	Approved and forwarded to Controller to be paid from Revenue Funds.
5.	Received pay request for Roofing Projects at Five Water Water Resources Facilities and Four Fire Department Buildings from Cole . Matott . Riley, Architects/Planners in the amount of $2,170.45.	Approved and charged to building maintenance repair funds.
6.	Received contract from Errol Houk Associates, Inc. on behalf of City/City Utilities and through it's Board of Public Works and Safety to their firm to conduct an executive search to fill the position of Assistant Superintendent for the Water Filtration Plant.	Approved and true copy herein incorporated.
7.	Received pay request from Errol Houk Associates, Inc. for services rendered for their firm to conduct executive search to fill position of Assistant Superintendent for Water Filtration Plant in the amount of $4,898.73.	Approved and forwarded to City City Utilities and charge to Water Filtration Plant.
8.	Received Sewer Construction Permit from Bunt Development for Woodmark III Sanitary Sewer, Contruction to be performed by Porter Const. Inc.	Approved and Board Order Number 49-85 issued.
9.	Received Sewer Construction Permit from North Eastern Construction Company, Inc. for Arlington Park, Section XII, Phase III, construction to be performed by Kurtz Excavating, Inc.	Approved and Board Order Number 50-85 issued.

10.	Received Sewer Construction Permit for College Park Office Condominiums, Section III from Geiger Developing Inc.	Approved and Board Order No. 51-85 issued.
11.	Received Water Contract No. 8503 between Commercial Equity Resources, Inc. and Fort Wayne Water Utility for College Park Office Condominiums, Phase III, B.O. 45-85, W.O. 63777.	Approved and forwarded to Water Engineering Department for their distribution.
12.	Received Release of Easement rights granted to the City by Roberts Properties, Inc. at Clinton Corners Center.	Approved.
13.	Received recommendation from WPC Eng. that we accept the Leesburg-Bieber-Schmidt Sanitary Sewer Extension as part of the City's integral part of the City's sewer system.	Approved and acceptance letter sent to Bercot, Inc.
14.	Received the following driveway applications:	
	P-4-85/2930 Lake Avenue/Lengacher Exc. R-17-85/5404 Tunbridge Crossing/Windsor R-19-85/5509 Tunbridge Crossing/John C. Chiazza C-4-85/3011 Congressional Pkwy./Grahm-Lantz	Approved.
15.	Received request from Councilman Eisbart and Westmoor Community Association for WPC Eng. Dept. conduct a study of their sanitary system and initiate an SSES Project in order to tighten their sanitary system.	Approved and Board Order forwarded to WPC Eng. for their investigation. (B.O. 47-85.
16.	Received prepared signed contracts for Contract No. 408-85, Phase IV, Southwest Interceptor S-2, between City and Land Excavating, Inc. in the amount of $683,514.20.	Approved and sent to Common Council for their approval on April 10, 1985.
17.	Received prepared signed contracts for Contract 408-85, Southwest Interceptor S-2, Phase II between Bercot, Inc. and City in the amount of $596,364.00.	Approved and sent to Common Council for their approval on April 10, 1985.
18.	Received prepared signed contracts for Contract No. 408-85, Phase V between City and Indiana Const. Corp., Southwest Interceptor S-2 in the amount of $161,086.00.	Approved and sent to Common Council for their approval on April 10, 1985.
19.	Received prepared signed contracts for Contract 407-85, Phase VII between City and John Dehner, Inc. Southwest Interceptor S-1, Phase VII in the amount of $1,169,482.21.	Approved and sent to Common Council for their approval on April 10, 1985.

Meeting adjourned at 9:45 a.m.

David J. Kiester, Member

Cosette R. Simon

Cosette R. Simon, Member

Lawrence D. Consalvos

Lawrence D. Consalvos, Member

ATTEST: Helen V. Gochenour

Helen V. Gochenour, Clerk

VERNON McMILLAN Inc.
SYRACUSE, N.Y.
G 58777
MADE IN U.S.A.